

Volume 2

Journal of the Senate

Legislature of the State of California
1957 Regular Session

First Part of Session, January Seventh to January Twenty-fifth,
Inclusive; Second Part of Session, March Fourth
to June Twelfth, Inclusive



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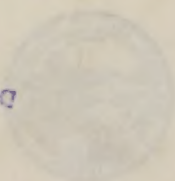
J. A. BEEK
Secretary

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CALIFORNIA LEGISLATURE
 1907-1908
 SENATE DAILY JOURNAL
 FIRST REGULAR LEGISLATIVE DAY
 FORTY-SECOND REGULAR DAY

Volume 2

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CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-SIXTH LEGISLATIVE DAY

SIXTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, April 15, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

Let us bless the Lord this day and all that is within us bless His Holy Name. It is, O Lord, our greatest stay to know that Thou readest our hearts. Give us more of that open-hearted sincerity in the work before us. Keep us ever from being afraid of Thine eye and from that inward consciousness of not honestly trying to please Thee. Quiet the sentiments of defiance and hate that make for unhappiness. Make us realize, under Thy holy protection, the importance of joining together in unity of mind and purposes. Continue, we beseech Thee, to bestow Thy heavenly gifts upon us and Thy people that thereby we may all deserve to obtain perfect freedom and advance together in happiness and prosperity. Direct our thoughts and purposes for the fulfillment of Thy will so that our State may continue to enjoy its place of greatness in our Nation. AMEN.

PLEDGE OF ALLEGIANCE

Senator Breed led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Williams, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dona Lee Hansen and Gene Hansen of Inglewood.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Leaders Mrs. Edward E. Pugh, Mrs. Orrie S. Raines, and the following Girl Scouts from Troop 192, Frick Junior High and Maxwell Park, Alameda County: Barbara Andrews, Lois Pattinson, Ann Pugh, Diane Shepherd, Joanne Theiss, Shirley Woods, Peggy Adams, Carolyn Baker, Vicki Debusk, Eva Dent, Diana Doyle, Kay Finch, Susan Hederman, and Lynne Raines.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from McSwain School, Merced: *students*—John Alves, Steve Beutel, Francis Byrne, Robbie Carlton, Jean Cooper, Rita Faria, Carl Fleming, Judith Fragulia, Linda Fragulia, Emile Gambetta Carolyn Gamble, Carlene Harmon, Marie Herfurth, Tony Hurtado, Charlotte Judd, David Mansker, John Mattos, Gerald Pettitt, Donna Post, Susie Rase, Mary Ann Riley, Joe Silva, Rollin Silveira, and Mary F. Valaderas; *adults*—Mrs. John Gamble, Mrs. Frank Fragulia, Mrs. Rollin Silveira, Miss Eleanor Santos, Marvin Simpson, and Mrs. John Mattos.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Petra Pirrung, Molly Sprague, John Hanley, and Mrs. Robert L. Davis, all of Palo Alto.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Phil Berry from San Jose State College.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Senator Benedict Garmisa of Chicago, Illinois.

On request of Senator Dorsey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Pondham Union Elementary School, Kern County: *students*—Wayne Beene, Delmar Bell, Patsy Benson, Bob Burroughs, Tewana Cabrera, Johnnie Cozart, Loretta Criner, Ellen Davidson, Alice De la Rosa, Linda DeWitt, John Finney, William Fowler, Nancy Gager, Edward Gorman, Terry Ingram, Earl James, Clarence Johns, Wesley Mitchell, Allen Munoz, Stella Ogborn, Patsy Shaw, and Mary Walker; *adults*—Mr. and Mrs. Don Burroughs, Mr. and Mrs. Leo B. Hart, Principal, Glen E. Robertson, Mr. and Mrs. Weldon Dunn, Mr. and Mrs. E. J. Cozart, and Mrs. Mary Davidson.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Bertha K. Scholz of Berkeley, Bessie Casperson of Sacramento, Mrs. Jack Dunn and Carol Ann and Charles Dunn of Glendale, Stanley Bunyan of Los Angeles, Dr. Philip Schlessinger of Los Angeles, and Willis T. Swartzell of South San Francisco.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Bob Syvertson and Jan Syvertson of Fortuna.

On request of Senator Hollister, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. A. C. Pedotti of Gaviota.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Rose, Mrs. Wires, Mrs. Lambrecht, Mr. Schnabel, teachers, and the following students and adults from Centerville School, Fremont: *Students*—Joyce Burrous, Rebecca Coley, Harriet Fontes, Linda Forsythe, Patsy French, Karen Gran, Roberta Hobbs, Elaine Kroliak, Gayle Parlato, Lynn Pennington, Louise Petersen, Patricia Prior, Eileen Ramos, Sharron Rose, Suzette Silva, Peggy Solley, Victoria Vongehr, Jill Voorhees, Bobby Avila, Jim Azevedo, Gerald Baptista, Bruce Belshaw, Dennis Brown, Joseph Chrzan, Roland Hill, Gaylord Kalino, Jerry King, Roger Knobles, Mike Nordvik, John Oliveira, Bill Parks, Perry Pimentel, Robert Reina, Charles Rodes, David Simmen, Tom White-stine, Nancy Barendregt, Sharon Bromley, Jacqueline Cammack, Geneva Davis, Sharon Doell, Priscilla Fierro, Tamara Garner, Mary Klugh, Sandra Meier, Carol Ann Meyers, Gayle Nauman, Vivian Nielsen, Karen Onstad, Judy Phillips, Patricia Sorensen, Gary Camp, Francis Coit, John Dolliver, Dan Dutra, James Garcia, James Grace, James Hannigan, John Holbak, James Lavarias, Gilbert Macon, Alan Mathews, Dennis Oliveira, George Price, Philip Romero, Kenneth Schramm, Bill Treglown, Louie Vidrio, John Perry, Leonard Piasecki, Lupe Arias, Donna Barnum, Carol Bettencourt, Penelope Chan, Gloria Contreras, Jeanne Evernham, Nancy Haas, Nelda Manuel, Josie Nuanez, Elsebeth Olsen, Korleen Simenson, Shirley Sousa, Susanne Wells, Betty Jo Wheeler, Douglas Alfreds, Todd Amaral, Donald Arington, Ronnie Bowers, Gerald Grimes, Ronnie Isenberg, Donald King, Lee Leckler, David Lemas, Stephen Maxwell, Michael Matheson, Larry Meekins, Frank Reichmuth, Robert Reeder, Felipe Saucedo, Allen Sainsbury, James Spence, Marshall Sullivan, Tom Lindsay, Stella Abreu, Donna Croop, Patsy Elrod, Carol Erickson, Deanna Hunter, Vivian Jacobs, Eileen McCrary, Judy Rausch, Pat Taliaferro, Linda Waller, Jerry Angeline, Aldeen Bem, Phillips Brown, Paul Coit, Charles Davis, James Davis, Lowell Dent, John Holt, Eddie Hughes, Wayne Johnson, Norman Kimmel, Melvin Lewis, Larry Lowe, Bill Marlow, Dave McDaniel, Daniel Moffett, David Morse, Russell Pierce, Robert Simmons, George Smith, Walter Smith, and Ronald Sproles; *sponsoring adults*—Miss Dolores Rose, Mrs. Teresa Wires, Mrs. W. Rose, Mrs. Alice L. Lambrecht, Mrs. Glenn Camper, Mr. Arthur Schnabel, Mr. Adolph Rose, and Mr. Clarmond Oliveira.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Francis Wallace and Frank and Bill Wallace, all of Carmel.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Robert H. Frank and daughter, Miss Janet Frank, both of Bishop.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dale R. DeLacy of Millbrae.

On request of Senator Harold T. Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Leaders Gladys Anderson, Carolyn Parisian, Assistant Mrs. Rohrich, and the following Camp Fire Girls from E. V. Cain School, Auburn, Placer County: Linda Sue Anderson, Marcia Beggs, Patty Davin, Wendy Espley, Kathaleen Ferritti, Dianne Hall, Mary Hayward, Eleonore Lansden, Carolyn Law, Grace Milam, Sherri Morris, Penny Jan Parisian, Bonnie Rohrich, and Jody Zonneveld.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William Weisgram, Mrs. Kenneth Gifford, Mrs. Norma Talbott, and the following students from Morley School, Oak Run, Shasta County: Karen Par-konin, Bonnie Umbarger, Glenna Talbott, and Charlene Gifford.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following women from the American Association of University Women, Modesto Branch: Roselynn Cook, Dorothy Miller, Mancee Wilson, Miriam Di Pace, Mildred Botsford, Sadie Bomberger, Aline Blanton, Alberta Bassett, Lois Howard, Alma Whitmore, Nona Benson, and R. A. McDonald.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. W. O. Heidrich of Redding.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Leader Anne Truax Brant, Assistant Leader Barbara Scudder, Alice Sawyer, Eva Lee Cotanch, and the following Campfire Girls from O-KI-HI-Campfire, Havens School, Piedmont, Alameda County: Pamela Arlett, Linda Beaver, Cathy Bennett, Karen Brant, Sherry Brant, Cheryl Cotanch, Debbie Dandy, Dede Dewey, Susan Forbes, Sharon Foulkes, Barbara Gerdes, Jean Gessler, Diane Leiter, Darlin Massman, Toni Minor, Greta Sawyer, Sally Scudder, Kewpie Stephens, Sally Trefethan, and Suzanne White.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Principal Mrs. Hazel Manzey, Mrs. Rosa Guinn, and the following students from Buck Meadows School, Hardin Flat, Tuolumne County: Betty Nilson, Alice Freels, Jo Guinn, and Clairece Guinn.

On request of Senator Hollister, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Van Wyk of Santa Maria.

On request of Senator Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to leaders Stanley Bradbury, Ruby Ebert, and the following 4 H Boys from Tulelake, Siskiyou County: Wayne Osborn, Bill Havline, Elden Olsen, Dick Olsen, and Bob Olsen.

On request of Senator Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert Creelman of Sacramento.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Den Mother Mrs. J. Burton Vasche, Den Chief Michael Baldwin, and the following Cub Scouts from Pack 3106, Caleb Greenwood School, Sacramento: Bruce Eldredge, Bruce Harper, Ronald Luhrs, Stephen Spencer, Mark Vasche, Michael Wilbourn, Mark Wilson, and Ronald Wilbourn.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Harold Raines of Oakland.

On request of Senator Harold T. Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Susan Ross of Sacramento and Miss Barbara Whalen of Oakland.

On request of Senators Montgomery and Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Barbara Mackey and Anita Lasiter of Stockton.

On request of Senators Farr and Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Leo V. Killion of Mill Valley.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jimmy Nielsen of Sanger.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

WESTMINSTER PRESBYTERIAN CHURCH
SACRAMENTO, CALIFORNIA, April 13, 1957

The State Senate, State of California
Sacramento, California

DEAR SIR: Each year on Good Friday, the Westminster Presbyterian Church, located on 13th and N Streets across from the State Capitol, has a service for the special benefit of the state officials and those employed in the state offices.

This year we feel our service is especially meaningful as the fine Westminster Choir will sing "The Seven Last Words of Christ."

There will be a continuous service from 12:10 to 2:50. We respectfully invite the Members of the Senate to attend all or any part of the service. It is divided into 20-minute periods.

Sincerely yours,

JOHN W. PRESSLY

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 12, 1957

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

WHITFIELD GRIFFITHS, a resident of Napa; publisher of the Napa Register; member of the Board of Trustees, Napa State Hospital since March 10, 1953;

Member, Board of Trustees, Napa State Hospital, vice self, term expired, for the term prescribed by law, ending four years from the date of appointment.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 12, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 337
Senate Bill No. 379
Senate Bill No. 434
Senate Bill No. 435
Senate Bill No. 438

Senate Bill No. 440
Senate Bill No. 779
Senate Bill No. 1459
Senate Bill No. 1473
Senate Bill No. 1804

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 12, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Joint Resolution No. 23

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, April 12, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 904
Senate Bill No. 1388
Senate Bill No. 2332

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, SACRAMENTO, April 12, 1957

MR. SPEAKER: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 968

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, April 12, 1957

MR. SPEAKER: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 525
Assembly Bill No. 1323
Assembly Bill No. 1561
Assembly Bill No. 2601
Assembly Bill No. 2698
Assembly Bill No. 2806
Assembly Bill No. 2851
Assembly Bill No. 2929

Assembly Bill No. 2968
Assembly Bill No. 3949
Assembly Bill No. 3950
Assembly Bill No. 3951
Assembly Bill No. 3952
Assembly Bill No. 3961
Assembly Bill No. 3976
Assembly Bill No. 2270

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 525—An act to amend Sections 14401 and 14549 of the Health and Safety Code, relating to county fire protection districts.

Referred to Committee on Local Government.

Assembly Bill No. 1323—An act to amend Section 23010 of the Government Code, relating to loans by counties, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 1561—An act to add Section 377 to the Education Code, relating to the county superintendent of schools, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 2601—An act to amend Sections 31652.1 and 31700 of the Government Code, relating to retirement of employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2698—An act to amend Section 34311 of the Government Code, relating to organization of new cities.

Referred to Committee on Local Government.

Assembly Bill No. 2806—An act to add Section 34090.6 to the Government Code, relating to the destruction of canceled bonds and interest coupons by city officers.

Referred to Committee on Local Government.

Assembly Bill No. 2851—An act to amend Section 11892 of the Public Utilities Code, relating to revolving funds of municipal utility districts.

Referred to Committee on Local Government.

Assembly Bill No. 2929—An act to add Section 18053.1 to the Education Code, relating to the purchase by public corporations or agencies of personal property for school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 2968—An act to add Section 1092.5 to the Government Code, to add Section 1011.5 to the Education Code, and to amend Section 32108 of the Health and Safety Code, relating to the interest of public officers in public contracts.

Referred to Committee on Judiciary.

Assembly Bill No. 3949—An act to amend Sections 18171 and 18171.1 of the Streets and Highways Code, relating to street lighting.

Referred to Committee on Local Government.

Assembly Bill No. 3950—An act to amend Section 18041 of the Streets and Highways Code, relating to street lighting.

Referred to Committee on Local Government.

Assembly Bill No. 3951—An act to amend Sections 18007 and 18031 of the Streets and Highways Code, relating to street lighting.

Referred to Committee on Local Government.

Assembly Bill No. 3952—An act to add Section 18004.5 to the Streets and Highways Code, relating to street lighting.

Referred to Committee on Local Government.

Assembly Bill No. 3961—An act to add Chapter 5.5 (commencing at Section 18080) to Part 1, Division 14, of the Streets and Highways Code, relating to the annexation of territory to lighting assessment districts.

Referred to Committee on Local Government.

Assembly Bill No. 3976—An act to amend Section 58980 of the Government Code, relating to dissolution of districts.

Referred to Committee on Local Government.

Assembly Bill No. 2270—An act to add Section 69b to the Civil Code, relating to certificates of registry of marriage.

Referred to Committee on Judiciary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 15, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 311
Assembly Bill No. 399
Assembly Bill No. 635
Assembly Bill No. 990
Assembly Bill No. 1097
Assembly Bill No. 1233
Assembly Bill No. 1278
Assembly Bill No. 1481
Assembly Bill No. 1505
Assembly Bill No. 1827

Assembly Bill No. 2000
Assembly Bill No. 2243
Assembly Bill No. 2927
Assembly Bill No. 2953
Assembly Bill No. 3114
Assembly Bill No. 3200
Assembly Bill No. 3227
Assembly Bill No. 3327
Assembly Bill No. 3572

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By KENNETH HAIGHT, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 311—An act to add Section 20987 to the Government Code, relating to the State Employees' Retirement System and the compulsory age for retirement thereunder, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 399—An act to amend Section 7068 of the Business and Professions Code, relating to qualifying employees.

Referred to Committee on Business and Professions.

Assembly Bill No. 635—An act to amend Section 10202.8 of the Insurance Code, relating to insurance.

Referred to Committee on Financial Institutions.

Assembly Bill No. 990—An act to amend Section 6907 of the Government Code, relating to vending stands for the blind.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1097—An act to amend Section 1293 of the Fish and Game Code, and Section 4181 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to depredating game mammals.

Referred to Committee on Fish and Game.

Assembly Bill No. 1233—An act to add Section 7556 to the Education Code, relating to canceling remaining authorization to issue and sell school district bonds.

Referred to Committee on Local Government.

Assembly Bill No. 1278—An act to add Section 2206.5 to the Education Code, relating to gifts, donations, bequests, and devises to junior colleges and to the governing boards of districts maintaining junior colleges.

Referred to Committee on Local Government.

Assembly Bill No. 1481—An act to repeal Sections 276 and 277 and to add Section 276 and amend Section 381 of the Vehicle Code, relating to the expiration of drivers' licenses and the fees for drivers' licenses.

Referred to Committee on Transportation.

Assembly Bill No. 1505—An act to amend Section 1065 of the Fish and Game Code, and Section 8152 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to sardines, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Fish and Game.

Assembly Bill No. 1827—An act to amend Section 2797 of the Elections Code, relating to vacancies in the membership of the state convention of a political party.

Referred to Committee on Elections.

Assembly Bill No. 2000—An act to add Part 4.5 (commencing with Section 1410) to Division 2 of the Labor Code, relating to prevention and elimination of practices of discrimination in employment and otherwise against persons because of race, religious creed, color, national origin, or ancestry, creating a State Commission on Fair Employment Practices, defining its functions, powers and duties, providing for the appointment and compensation of its officers and employees.

Referred to Committee on Labor.

Assembly Bill No. 2243—An act to amend Section 8755 of the Education Code, relating to junior high schools.

Referred to Committee on Education.

Assembly Bill No. 2927—An act to add Section 24058 to the Government Code, relating to duties of county officers to attend meetings and conferences called by civil executive officers of the State.

Referred to Committee on Local Government.

Assembly Bill No. 2953—An act to repeal Sections 18350 and 18356 of, to add Sections 18350 and 18356 to, and to amend Sections 18353 and 18369 of, the Health and Safety Code, relating to auto and trailer parks.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 3114—An act to add Section 29700.1 to the Government Code, relating to the matter of itemization of claims for payment of public assistance orders.

Referred to Committee on Local Government.

Assembly Bill No. 3200—An act to add Section 3451 to the Public Resources Code, relating to oil and gas.

Referred to Committee on Natural Resources.

Assembly Bill No. 3227—An act to add Article 7.5 (comprising Sections 53840 to 53844, inclusive) to Chapter 4 of Part 1 of Division 2 of Title 5 of the Government Code, relating to county short term loans, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 3327—An act to amend Section 7031 of the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Assembly Bill No. 3572—An act to add Section 16078 to the Education Code, relating to expulsion of students from schools.

Referred to Committee on Education.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 12, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1355

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 1355—An act to amend Section 12040 and to repeal Part 7 (commencing at Section 15480) of Division 3 of Title 2 of the Government Code, to repeal Sections 10004, 10005 and 10070, and to amend Sections 10050 and 23050 of the Business and Professions Code, to amend Section 25300 of the Corporations Code, to amend Sections 210 and 5200, and the title of Chapter 2 of Part 1 of Division 2 of the Financial Code, Section 12906 of the Insurance Code, and Section 150 of the Water Code, relating to the organization, operation, and maintenance of the State Government, providing for membership on the Governor's Council and abolishing the Department of Investment and its divisions and continuing the functions of such divisions in the officer who administered the same.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 12, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 127

Assembly Concurrent Resolution No. 128

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 127—Congratulating Flora Gilliam.

Resolution ordered placed on file.

Assembly Concurrent Resolution No. 128—Relative to the passing of Rudy Hickey.

Resolution ordered placed on file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 12, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 210

Senate Bill No. 1306

Senate Bill No. 525

Senate Bill No. 2124

Senate Bill No. 1261

Senate Bill No. 2195

Senate Bill No. 1274

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 12, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1537

Senate Joint Resolution No. 22

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2171

Senate Bill No. 2196

Senate Bill No. 2199

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 582

Senate Bill No. 1365

Senate Bill No. 2620

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 369—An act to amend Section 28146 of the Government Code, relating to compensation for public services in counties of the forty-sixth class, to take effect immediately, and declaring the urgency thereof;

Senate Bill No. 1457—An act to amend Sections 29901, 29901.5, 29903, 29904, 29906, 29908, 29910, 29911, 29912, 29916, 29923 and 29928 of the Government Code, to add Sections 29910.1, 29910.2 and 29921 to the Government Code and to repeal Sections 29907 and 29921 of the Government Code, all relating to the incurring of bonded indebtedness by counties and declaring the urgency of this act, to take effect immediately;

Senate Bill No. 1621—An act to amend Section 815 of the Agricultural Code, relating to fruits and vegetables, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 1991—An act to ratify and approve the Klamath River Basin, Compact signed at Klamath Falls, Oregon, November 17, 1956, to make an appropriation of twelve thousand dollars (\$12,000) to the Klamath River Compact Commission, and to abolish the California Klamath River Commission;

Senate Bill No. 2612—An act to add Section 206.1 to the Revenue and Taxation Code, relating to the church exemption from taxation, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of April, 1957, at 4 p.m.

BURNS, Chairman

Committee on Finance

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 886

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 13; committee vote: Ayes 9; absent 4.

MCBRIDE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 1391

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 13; committee vote: Ayes 8; noes 1; absent 4.

MCBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, April 12, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 973

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 11; committee vote: Ayes 9; absent 2.

CHRISTENSEN, Vice Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Resolution No. 99

Senate Resolution No. 100

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 5; committee vote: Ayes 5.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, April 9, 1957

MR. PRESIDENT: Your Committee on Local Government, to which was referred:

Senate Bill No. 119

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 9; committee vote: Ayes 7; absent 2.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, April 12, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 936

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 9; committee vote: Ayes 8; noes 1.

KRAFT, Chairman

Above reported bill ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Public Utilities, to which were referred:

Senate Bill No. 1981

Assembly Bill No. 488

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 7; committee vote: Ayes 7.

ERHART, Chairman

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, April 12, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 2012

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 9; committee vote: Ayes 9.

KRAFT, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, April 12, 1957

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Assembly Bill No. 2700

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 13; committee vote: Ayes 11; absent 2.

ABSHIRE, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which were referred:

Senate Bill No. 65

Senate Bill No. 66

Senate Bill No. 1240

Reports the same back with the recommendation: Be re-referred to Committee on Education.

DORSEY, Chairman

Above reported bills re-referred to Committee on Education.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, April 8, 1957; Tuesday, April 9, 1957; Wednesday, April 10, 1957; Thursday, April 11, 1957; and Friday, April 12, 1957, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

**CONSIDERATION OF DAILY FILE
REPORT OF COMMITTEE ON CONFERENCE**

The following report of Committee on Conference was received and read:

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Conference concerning:

Senate Bill No. 941—An act to add Section 492.1 to the Fish and Game Code, and amend Section 7920 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to fish.

consisting of the undersigned members, has met, and reports that it has been unable to agree to amendments which will meet the objections made to the bill and recommends that the bill be stricken from the file.

**A. A. ERHART
ED. C. JOHNSON**

Senate Committee on Conference

**ALAN G. PATTEE
F. P. BELOTTI
EUGENE G. NISBET**

Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Short, Sutton, Teale, and Thompson—33.

NOES—None.

MOTIONS TO RECONSIDER

Senate Bill No. 688—An act to add Section 1181.5 to the Penal Code, relating to new trials in criminal proceedings.

Motion to Reconsider Senate Bill No. 688

Pursuant to his motion previously made, Senator Dilworth moved that the Senate, at this time, reconsider the vote whereby Senate Bill No. 688 was passed.

The roll was called, and Senate Bill No. 688 reconsidered by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—37.

NOES—None.

Motion to Refer Bill to Inactive File

Senator Cunningham moved that Senate Bill No. 688 be placed on the inactive file.

Motion carried.

Assembly Bill No. 249—An act to repeal Sections 715.1, 770, 774, 775, and 777 and to amend Sections 715.3, 716, 724, and 771 of the Civil Code, relating to future interests in property.

Motion to Reconsider Assembly Bill No. 249

Pursuant to his motion previously made, Senator Dorsey moved that the Senate, at this time, reconsider the vote whereby Assembly Bill No. 249 was refused passage.

The roll was called, and Assembly Bill No. 249 reconsidered by the following vote:

AYES—Senators Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Coombs, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C.

Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Regan, Short, Teale, and Thompson—26.

NOES—None.

Assembly Bill No. 249 ordered placed on the third reading file.

SECOND READING OF SENATE BILLS

Senate Bill No. 2652—An act to amend Sections 8550, 8556, and 15298 of the Health and Safety Code, Sections 27366, 27371, and 27372 of the Government Code, Sections 8769 and 11628 of the Business and Professions Code, Sections 560 and 703 of the Code of Civil Procedure, and Sections 2924b, 2939, and 2940 of the Civil Code, relating to recordation of instruments.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 5, line 37, of the printed bill, as amended in Senate April 4, 1957, before "a", insert "and".

Amendment No. 2

On page 6, line 10, strike out "encumbrances", and insert "encumbrancers".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2157—An act to amend Sections 10629 and 16031 of the Health and Safety Code, relating to records of vital statistics.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1, of the printed bill, strike out lines 1 to 13, inclusive, and insert

"SECTION 1. Section 10581 of the Health and Safety Code is amended to read:

10581. A certification limited to a statement as to the date of birth of any child needed for admission to school or for the purpose of securing employment shall be issued without fee by the local registrar or county recorder upon request of any parents or guardian.

10582. The state or local registrar or county recorder may, without fee verify a date and place of birth, when the applicant can present sufficient information to identify the birth record."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2330—An act to add Section 460 to the Health and Safety Code, relating to X-ray photographs and case records.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1084—An act to amend Section 2419.5 of the Labor Code, relating to labor camps.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "2419.5 of", and insert "2415 of and to add Section 2410.5 to".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 5, inclusive, and insert

"SECTION 1. Section 2410.5 is added to the Labor Code, to read:

2410.5. The provisions of this article are not intended to prevent the use of any material, appliance, installation, device, arrangement, or method of construction not specifically prescribed by this article, provided any such alternate has been approved.

The enforcement agency may approve any such alternate if it finds that the proposed design is satisfactory and that the material, appliance, installation, device, arrangement, method, or work offered is, for the purpose intended, at least the equivalent of that prescribed in this article in quality, strength, effectiveness, fire resistance, durability, safety and for the protection of life and health.

SEC. 2. Section 2415 of said code is amended to read:

2415. (a) A clear space of at least 30 inches extending from the floor to the ceiling or roof of any sleeping place shall be allowed between each bed therein.

(b) [Where double deck bunks are used,] *In every sleeping place the ceiling height shall be at least [12] an average of eight feet from finished floor to finished ceiling or to the roof if there is no ceiling.*

(c) At least [six] four feet of clear space shall be allowed between each set of double deck bunks *having one tier above the other.*

(d) There shall be not more than two tiers of beds, one above the other."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

Senate Bill No. 1082—An act to amend Section 18003 of the Health and Safety Code, relating to trailer parks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 18003", and insert "add Chapter 5.5 (commencing at Section 18440) to Part 2.1 of Division 13".

Amendment No. 2

In line 2 of the title, strike out "trailer parks", and insert "tent camps".

Amendment No. 3

On page 1, strike out lines 1 to 5, inclusive, and insert

"SECTION 1. Chapter 5.5 is added to Part 2.1 of Division 13 of the Health and Safety Code, to read:

CHAPTER 5.5. TENT CAMPS

18440. Tent camps shall be subject to all of the provisions and definitions of this part except as otherwise provided in this chapter.

18441. Tent camps may be located and operated in conjunction with trailer parks provided that the tent camp portion is set aside separately and distinctly from the trailer park area.

18442. Each site in a tent camp shall be not less than four hundred square feet (400 sq. ft.) in area.

18443. Tents shall be located not closer than ten feet (10') from any building or other tent on an adjacent site.

18444. No tent site shall be located farther than two hundred feet (200') from public toilet and public bathing facilities.

18445. Covered garbage and trash containers, of not less than twenty-gallon (20-gallon) capacity, shall be located throughout the camp grounds at intervals of not more than one hundred feet (100').

18446. Each tent camp shall be provided with pure and potable water throughout the camp ground adequate for all the requirements of the camp. Water shall be obtainable from faucets installed within one hundred feet (100') of each site. Service sinks or other approved waste receptacles shall be located at and directly beneath each water outlet; such sinks shall be connected to an approved underground sewage disposal system.

18447. Public toilets and public shower baths shall be provided accessible to and for the exclusive use of tent campers. Public toilets and public shower baths hereafter installed shall be provided at the ratio of one (1) for each sex for each fifteen

(15) camp sites. Each toilet and each shower bath shall be installed in separate compartments. Lavatories shall be installed within the room containing toilet compartments and at the ratio of one (1) for each two (2) toilet fixtures."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

Senate Bill No. 2569—An act to add Chapter 1.7 (commencing at Section 24160) to Division 20 of the Health and Safety Code, relating to control of air pollution.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 4, lines 14 and 15, of the printed bill, as amended in Senate April 9, 1957, strike out "including legislation regarding adjustment of various tax rates".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

Senate Bill No. 654—An act to add Chapter 8 (commencing with Section 25625) to Division 20 of the Health and Safety Code, relating to the protection of the health and safety of the people of the State of California from the production and utilization of atomic energy and effects thereof, and creating the Radiation Safety Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 2 of the printed bill, as amended in the Senate March 8, 1957, after line 14, insert

"(b) "Radiation" means gamma rays and X-rays, alpha and beta particles, high speed electrons, neutrons, protons, and other nuclear particles; but not sound or radio waves, or visible, infrared, or ultraviolet light.

(c) "Atomic Energy" means all forms of energy released in the course of nuclear fission or nuclear transformation."

Amendment No. 2

On page 2, line 35, strike out "that segment of".

Amendment No. 3

On page 2, line 37, strike out "represent that segment of California"; and strike out all of line 38, and insert "be a physician and surgeon especially trained in the field of radiant energy."

Amendment No. 4

On page 3, strike out lines 10 through 12, inclusive.

Amendment No. 5

On page 3, line 51, after the word "agency", insert "hereinafter adopted".

Amendment No. 6

On page 4, lines 18 and 19, strike out "cooperate with and coordinate its activities with those of", and insert "consult and cooperate with".

Amendments read, and adopted.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 4 of the printed bill, as amended in Senate March 8, 1957, strike out lines 8 to 17, inclusive, and insert

"25646. Notwithstanding the provisions of Section 25645, in the event that it appears necessary for any state agency having authority to do so to adopt a regulation to provide adequate and immediate protection to the public health and safety from any improper peacetime use of radioactive material, such agency shall adopt the regulation and submit it to the Governor for his approval or disapproval. If he approves it he shall transmit it to the commission and it shall then become effective as provided in this section; provided, however, that such regulation shall cease to be effective when the Governor, prior to approval of the regulation by the Legislature, finds it is no longer necessary for the protection of the public, and issues his proclamation to that effect.

The commission shall transmit a copy of the regulation to each house of the Legislature upon the convening of the next regular or special session, or immediately if the Legislature is then in session. If the Legislature by concurrent resolution disapproves the regulation, it shall terminate upon the filing of the resolution with the Secretary of State. If the Legislature by concurrent resolution approves the regulation it shall remain in effect until it is rescinded or amended by the agency that adopted it, which action shall be pursuant to the procedure specified in this chapter. If the Legislature does not approve or disapprove the regulation it shall terminate upon the final adjournment of the session at which it was submitted for consideration. Such concurrent resolutions of approval or rejection shall be adopted by a majority of the elected members of each house."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1986—An act making an appropriation for a state-wide study of air pollution.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On line 1 of the printed bill, strike out "----- dollars (\$-----)", and insert "two hundred fifty thousand dollars (\$250,000)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 655—An act making an appropriation for the Radiological Safety Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Radiological", and insert "Radiation".

Amendment No. 2

On page 1, lines 1 and 2, strike out "Radiological", and insert "Radiation".

Amendment No. 3

On page 1, lines 3 and 4, strike out "----- dollars (\$-----)", and insert "twenty five thousand dollars (\$25,000)".

Amendment No. 4

On page 1, line 5 and 6, strike out "Radiological", and insert "Radiation".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 647—An act to repeal Article 12 of Chapter 1 of Division 5 of the Education Code, and to add Article 12 of Chapter 1 of Division 5 of the Education Code, relating to aviation education.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 14 and 15, of the printed bill, strike out "shall be urged", and insert "is encouraged".

Amendment No. 2

On page 2, line 6, strike out "shall be", and insert "are".

Amendment No. 3

On page 2, strike out line 13; and in line 14, strike out "surance program for", and insert "thorized to make available to".

Amendment No. 4

On page 2, line 15, after "curriculum", insert "a basic insurance program and".

Amendment No. 5

On page 2, line 17, strike out "commercial".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 716—An act to add Article 1.5 (commencing with Section 5019.51) to Chapter 1, Division 5 of the Public Resources Code, relating to the State Park Acquisition Advisory Committee, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Natural Resources:

Amendment No. 1

On page 2, line 34, of the printed bill, as amended in Senate March 27, 1957, after "acquisition", insert "and development".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 1207—An act to add Sections 1741 and 1742 to, to amend Section 1740 of, and to repeal Sections 1741, 1742, and 1743 of, the Business and Professions Code, relating to dental hygienists.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2009—An act to amend Section 4033 of the Business and Professions Code, relating to pharmacy.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2025—An act to amend Section 4216 of the Business and Professions Code, relating to pharmacy.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2096—An act to amend Section 11000 of the Health and Safety Code, relating to narcotics.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2097—An act to add Section 1116.1 to the Health and Safety Code, relating to prescriptions for narcotics.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1202—An act to amend Sections 8569 and 8570 of the Business and Professions Code, relating to structural pest control.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1 of the printed bill, in lines 10 and 11, strike out "actively engaging", and insert "representing the partnership".

Amendment No. 2

On page 1, in line 12, strike out the period, and insert "except that he may actively engage in pest control as an operator only in the branch for which he is qualified and licensed."

Amendment No. 3

On page 2, in line 1, strike out "actively engaging", and insert "representing the corporation".

Amendment No. 4

On page 2, in line 3, strike out the period, and insert "except that he may actively engage in pest control as an operator only in the branch for which he is qualified and licensed."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 274—An act to amend Sections 1300 and 1320 of, and to add Sections 1320.1 and 1320.2 to, the Business and Professions Code, relating to clinical laboratory technology.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 3, line 19, of the printed bill, after "hospital", insert "or other mental hospital".

Amendment No. 2

On page 3, line 33, after "reinstated.", insert "Provided, that in the case of a voluntary commitment to a state hospital or other mental hospital, receipt of a certificate of discharge from such hospital and the certificate of the superintendent of said hospital that the licensee is restored to mental competency, shall constitute competent evidence of restoration of sanity."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 284—An act to amend Section 9540.3 of, and to add Section 9595.1 to, the Business and Professions Code, relating to dry cleaners.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in Senate April 2, 1957, after "felony", insert "arising from or in connection with a dry cleaning operation".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1206—An act to amend Section 4416 of, and to add Section 4355 to, and to repeal Section 4355 of, the Business and Professions Code, relating to pharmacy.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2003—An act to add Chapter 2.5 (commencing with Section 1100) to Division 2 of the Business and Professions Code, relating to the regulation of businesses and professions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "Chapter 2.5 (commencing with Section 1100) to", and insert "Article 7 (commencing with Section 675) to Chapter 1 of".

Amendment No. 2

On page 1, lines 1 and 2, strike out "Chapter 2.5 (commencing with Section 1100) is added to", and insert "Article 7 (commencing with Section 675) is added to Chapter 1 of".

Amendment No. 3

On page 1, strike out lines 5 to 9, inclusive, and insert

"Article 7. General

675. Any person licensed under this code to practice any branch of the healing arts or licensed under any initiative act may cooperate, within the scope of his practice, with any other person licensed under this code to practice any branch of the healing arts or licensed under any initiative act in the legitimate care of the sick or afflicted either in private practice, in the office of such licensed person or in any hospital, clinic, or sanitarium supported in whole or in part by public funds."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 1553—An act to amend Sections 6746, 6775, and 6799 of the Business and Professions Code, relating to the practice of engineering.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1681—An act to amend Sections 6152 and 6154 of the Business and Professions Code, relating to the solicitations of damage claims.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 666—An act to add Article 6.5 (commencing with Section 5300) to Chapter 2 of Division 3 of, and to repeal Section 5211, 5291, and 5292 of, the Business and Professions Code, relating to advertising along freeways and scenic highways.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out “”, and to repeal Sections 5211, 5291, and 5292 of,”.

Amendment No. 2

In line 4 of the title, strike out “freeways and scenic”, and insert “scenic state”.

Amendment No. 3

On page 1, strike out lines 1 and 2.

Amendment No. 4

On page 1, line 3, strike out “SEC. 2”, and insert “SECTION 1”.

Amendment No. 5

On page 1, line 4, strike out “said code”, and insert “the Business and Professions Code”.

Amendment No. 6

On page 1, line 6, strike out “Freeways and Scenic”, and insert “Scenic State”.

Amendment No. 7

On page 1, strike out line 8, and insert

“5300. The Legislature hereby finds and declares that the people of this State have an interest in the scenic value of state highways, that unrestricted outdoor advertising lessens the scenic value of state highways, and that it is in the public interest to restrict outdoor advertising along those state highways or portions thereof which the Legislature declares to be scenic highways, whether such declaration be based on the scenic beauty of the natural landscape adjacent to such highways or artificial beautification of the roadsides.

5301. Except as provided in Section 5302, it is”.

Amendment No. 8

On page 1, strike out lines 11 to 14, inclusive, and insert “(a) within 500 feet of any portion of a scenic state highway, or (b) regardless of”.

Amendment No. 9

On page 1, line 16, strike out “freeway or scenic”, and insert “scenic state”.

Amendment No. 10

On page 1, strike out lines 17 to 26, inclusive; and on page 2, strike out lines 1 to 7, inclusive, and insert

“5302. The provisions of Section 5301 shall not apply to any advertising display if it is used exclusively:

(a) To advertise the sale or lease of the property on which such advertising display is placed.

(b) To designate the owner or occupant of the premises upon which such advertising display is placed, or to identify such premises.

(c) To advertise goods manufactured or produced, or services rendered, by a roadside service establishment, or by a bypassed community, as provided in this subdivision. Any roadside service establishment may place not more than three advertising displays not exceeding 100 square feet each, one of which shall be located at, or within 800 feet on either side of, the entrance to such establishment, and the other two at points along the highway on either side of such establishment sufficiently in advance of the establishment to permit approaching motorists to turn safely from the scenic state highway. Any bypassed community may place not more than two advertising displays not exceeding 100 square feet each, which displays shall be located sufficiently in advance of turnoffs to said community to permit approaching motorists to turn safely from the scenic state highway.”

Amendment No. 11

On page 2, line 8, strike out “highway” refers to a”, and insert “state highway” refers to a state”.

Amendment No. 12

On page 2, line 10, after the period, insert "The following state highways, or portions thereof, are hereby declared to be scenic state highways:".

Amendment No. 13

On page 2, line 14, strike out "freeway or scenic", and insert "scenic state".

Amendment No. 14

On page 2, line 17, strike out "freeway or scenic", and insert "scenic state".

Amendment No. 15

On page 2, line 19, strike out "5300", and insert "5301".

Amendment No. 16

On page 2, strike out lines 21 to 24, inclusive, and insert "5307. Nothing in this Article 6.5 prohibits the passage by any county of reasonable land use or zoning regulations affecting the placing of advertising displays in accordance with the provisions of Title 7 of the Government Code relating to zoning. Furthermore, nothing in this Article 6.5 shall be construed to abrogate or affect the provisions of any federal, municipal or county law, ordinance, regulation or resolution which is more restrictive concerning advertising displays than the provisions of this Article 6.5".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 1133—An act to amend Section 2137.1 of the Business and Professions Code, relating to persons authorized to practice medicine in state institutions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In lines 25 and 26 of the printed bill, strike out "appointments of medical staff persons", and insert "authorized medical staff positions".

Amendment No. 2

In line 26, after "department.", insert "The provisions of this section shall terminate on October 1, 1959, except as to persons appointed prior thereto."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 2320—An act to amend Section 1262 of the Military and Veterans Code, relating to property acquired for veterans' purposes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1703—An act to amend Section 8 of Chapter 29 of the Statutes of 1946 (First Extraordinary Session), relating to the availability of moneys appropriated for the acquisition of housing facilities for veterans and families of servicemen.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1834—An act to amend Section 353.4 of the Agricultural Code, relating to brand inspection.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 6, of the printed bill, after the comma, strike out "or", and insert "nor shall there be any inspection or charge".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1997—An act to amend Sections 4227, 4228, and 4230 of the Agricultural Code, relating to the marketing of fluid milk, fluid cream, and fluid skim milk.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 19, of the printed bill, as amended in Senate April 8, 1957, after "applied", insert "; and no payment shall be made by distributors to producers or any association of producers of prices lower than those established in the applicable stabilization and marketing plan for Class 3 usage".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 205—An act to amend Section 620 of the Agricultural Code, relating to cheese.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 203—An act to add Section 65.15 to the Agricultural Code, relating to county agricultural commissioners.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 752—An act to amend Section 1286 of the Agricultural Code, relating to cooperative agreements.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1582—An act to amend Sections 1111 and 1116 of, and to add Sections 1114.1, 1117.1 and 1117.2 to, the Agricultural Code, relating to poultry.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 3, line 11, of the printed bill, as amended in Senate April 8, 1957, after "sold", insert "on the premises where produced".

Amendment No. 2

On page 3, lines 11 and 12, strike out "on the premises where produced".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2226—An act to amend Sections 375.1, 375.4, 375.6, and 375.7 of the Agricultural Code, relating to poultry.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 40, of the printed bill, as amended in Senate April 8, 1957, after "sold", insert "on the premises where produced".

Amendment No. 2

On page 2, lines 40 and 41, strike out "on the premises where produced".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2227—An act to amend Sections 377.1, 377.3, 377.4, 377.5, 377.6, and 377.7, of the Agricultural Code, relating to poultry.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 3, line 41, of the printed bill, as amended in Senate April 8, 1957, after "sold", insert "on the premises where produced".

Amendment No. 2

On page 3, lines 41 and 42, strike out "on the premises where produced".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 673—An act to amend Section 2934a of the Civil Code, relating to substitution of trustee under trust deed.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 27, of the printed bill, as amended in Senate March 20, 1957, after "Code", insert ", and where service is by publication the affidavit shall also show that a copy of such substitution had been mailed to said trustee at his last known address".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 192—An act to amend Sections 17048 and 17181 of the Revenue and Taxation Code, relating to the personal income tax.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 193—An act to amend Section 18151 of the Revenue and Taxation Code, relating to the personal income tax.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 194—An act to amend Sections 17254, 17255, 17256, 17259, and 17261 of the Revenue and Taxation Code, relating to the personal income tax.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1918—An act to add Section 1094.5 to the Code of Civil Procedure, relating to tax assessments.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 4 of the printed bill, after "may", insert "through an organization, consisting of one (1) or more percent of the registered voters of such county, of which said taxpayer was a member at least one (1) year prior to rendering of such decision by the State Board of Equalization".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 2329—An act to amend Section 4351 of the Agricultural Code, relating to the establishment of minimum wholesale and minimum retail prices for fluid milk.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2005—An act to amend Section 339.1 of the Agricultural Code, relating to applications for recording cattle brands.

Bill read second time, and ordered to third reading.

Assembly Bill No. 186—An act to amend Section 1205 of the Agricultural Code and Section 12601 of the Corporations Code, relating to officers of cooperative corporations.

Bill read second time, and ordered to third reading.

Assembly Bill No. 393—An act to amend Section 1038 of the Agricultural Code, relating to agricultural mineral sales.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Assembly April 1, 1957, strike out "five cents (\$0.05)" and insert "three cents (\$0.03)".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3261—An act to amend Section 1022 of the Agricultural Code, relating to fertilizers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1065—An act to add Section 3106.5 to the Revenue and Taxation Code, relating to the registration of vessels.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1066—An act to add Sections 109.5 and 618 to the Revenue and Taxation Code and to amend Sections 1612, 1614, 1646, 2152, and 2601 of said code, all relating to machine prepared assessment rolls.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1069—An act to amend Section 17 of the Revenue and Taxation Code, relating to the definition of the word "oath."

Bill read second time, and ordered to third reading.

Assembly Bill No. 1849—An act to amend Sections 13805 and 14508 of the Revenue and Taxation Code, relating to inheritance taxation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1851—An act to amend Sections 13842, 14142, 14506, 15204, 15442, 15801, 16101 and 16102, of, and to add Sections 13557 and 15807 to, and Article 2.5 (commencing with Section 16071) to Chapter 8.5, Part 9 of Division 2 of, and to amend and renumber the heading of Chapter 8 (commencing with Section 16051), Part 9, Division 2 of, the Revenue and Taxation Code, relating to inheritance and gift taxes.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2156—An act to amend Section 202 of the Revenue and Taxation Code, relating to the exemption from taxation of property under Section 1 of Article XIII of the Constitution.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3294—An act to amend Section 1060 of the Revenue and Taxation Code, relating to property taxation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 174—An act to amend Sections 17204, 17287, 17501, 17503, 17504, 17514, 17516, 17517, 17522, 18200, 18411, 18552, 18802, 18807, 18863, 18864, 18882, 18883, 19053.3 of, and to add Section 17304 to Part 10 of Division 2 of the Revenue and Taxation Code, relating to personal income taxes, and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 2, lines 9, 10, and 11, of the printed bill, as amended in the Assembly March 12, 1957, after "taxes", strike out "or "retail sales taxes" paid or incurred in acquiring property if such property is subject to capitalization", and insert "(not described in subsections (b) (2) (3), (4), or (5)); but this subsection shall not prevent such taxes from being deducted under Section 17202 (relating to trade or business expenses) or Section 17252 (relating to expenses for the production of income)."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 180—An act to repeal Sections 23562, 23562a, and 23562b of, and to amend Sections 23222a, 23251, 23701h, 24345, 24428, 24512, 24672, 24945, 24961, 24962, 25732, 26073a, and 26161 of, and to add Article 3 to Chapter 3, comprising Sections 23571 and 23572, to Part 2 of Division 2 of the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations, and Massachusetts trusts, and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 3, lines 5, 6, and 7, of the printed bill, as amended in the Assembly March 12, 1957, after "taxes", strike out "or "retail sales tax" paid or incurred in acquiring property if such property is subject to capitalization", and insert "(not described in subsections (a) 2 or (3); but this subsection shall not prevent such taxes from being deducted under Section 24343 (relating to trade or business expenses))."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

THIRD READING OF SENATE BILLS

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 664 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator John F. McCarthy moved that Senate Bill No. 850 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Gibson moved that Senate Constitutional Amendment No. 33 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 858—An act to add Section 6030 to the Penal Code and to amend Section 29602 of the Government Code, relating to standards for and support of jail programs.

Motion to Refer Bill to Inactive File

Senator Farr moved that Senate Bill No. 858 be placed on the inactive file.

Motion carried.

Senate Bill No. 482—An act to amend Section 685 of the Code of Civil Procedure, relating to execution and enforcement of judgments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried. Time, 3.35 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 893—An act to amend Section 373.5 of the Code of Civil Procedure, relating to powers of a guardian ad litem.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Teale, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2323—An act to amend Sections 25101 and 26202 of the Government Code, relating to the preservation and destruction of records, papers and documents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Sutton, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 142—An act to amend Section 307 of the Vehicle Code, pertaining to suspension of licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Sutton, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary Jack R. Gilstrap at the Desk

Senate Bill No. 965—An act to amend Section 718 of the Vehicle Code, relating to penalties for overloading of vehicles.

Bill read third time.

Motion to Amend

Senator Christensen moved the adoption of the following amendment:

Amendment No. 1

On page 2, of the printed bill, as amended in Senate April 10, 1957, strike out lines 39, 40 and 41, and insert "any person convicted of violating Section 731 by reason of the operation of a logging truck; however, such person shall be subject to punishment for a misdemeanor as provided in Section 763."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 805—An act to amend Section 692 of the Code of Civil Procedure, relating to notice of sale under execution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Murdy, Regan, Richards, Short, Sutton, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2171—An act to amend Section 28116 of the Government Code, relating to salaries of officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2620—An act to add Section 1752.9 to the Welfare and Institutions Code, relating to leases of land by the Department of the Youth Authority.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Murdy, Regan, Richards, Short, Sutton, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 210—An act to add Chapter 4 (commencing at Section 1300) to Division 6 of the Military and Veterans Code, relating to veterans' organizations, creating the United Spanish War Veterans Commission, and prescribing its powers and duties, and making an appropriation.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 210.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, April 4, 1957

*To the Honorable Members of the Senate
Sacramento, California*

GENTLEMEN:

Senate Bill No. 210, "An act to add Chapter 4 (commencing at Section 1300) to Division 6 of the Military and Veterans Code, relating to veterans' organizations, creating the United Spanish War Veterans Commission, and prescribing its powers and duties, and making an appropriation,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

This bill appropriates \$6,000 from the General Fund to the United Spanish War Veterans Commission created therein. This commission is to promote the interests of veterans of the Spanish-American War and provide a California headquarters for the United Spanish War Veterans. In view of the objectives of this bill and its small appropriation, no purpose would be served by withholding action upon it until after final passage of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 210 as an emergency measure.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, Murdy, Regan, Richards, Short, Sutton, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1274—An act to add Section 30065 to the Water Code, relating to county water districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, Miller, Murdy, Regan, Richards, Short, Sutton, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1261—An act to amend Section 21625 of the Water Code, relating to irrigation district elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Murdy, Regan, Richards, Short, Sutton, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Explanation of Absence

Senator Kraft requested that the Journal show that his absence from the Senate Chamber from 3.35 p.m. to 4 p.m. was due to a meeting with the Governor in his office.

Senate Bill No. 2124—An act to amend Sections 24950, 25200, and 25240 of the Water Code, relating to the incurring of indebtedness by irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Murdy, Regan, Richards, Short, Sutton, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1365—An act to add Sections 1802.71, 1802.72, 1802.73, 1802.74, 1802.75, and 1802.76 to the Insurance Code, relating to security deposited by bail licensees with the Insurance Commissioner.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Murdy, Regan, Richards, Short, Sutton, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1537—An act to amend Article 12 of Chapter 1 of Division 1, Part 2 of the Insurance Code, relating to bond for payment of taxes by amending Sections 970 and 972 thereof and by adding Sections 977 and 978 to the Insurance Code as a part of such article.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, Montgomery, Murdy, Regan, Short, Sutton, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 582—An act to add Section 25155 to the Corporations Code, relating to agreements for the issuance or sale of securities under the Corporate Securities Law.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 22—Relative to the interest rate on veterans' home loans.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—38.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Motion to Retain Place on File

Senator Dilworth moved that Assembly Bills Nos. 1579 and 3333 be passed on file and retain their places on file.

Motion carried.

Motion to Retain Place on File

Senator Short moved that Assembly Bill No. 1935 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 177—An act to amend Sections 18001, 18002, 18003, 18004, 18005, 18006, 18007, 18008, and 18011 of Part 10 of Division 2 of the Revenue and Taxation Code, relating to personal income taxes, and providing that this act shall take effect immediately.

Bill read third time, and presented by Senator Cobey.

Call of the Senate

Senator Cobey moved that the quorum call of the Senate be applied to the final passage of Assembly Bill No. 177.

Motion carried. Time 4.30 p.m.

Assembly Bill No. 1143—An act to amend Section 476a of the Penal Code, relating to making, drawing, or uttering checks, drafts or orders without sufficient funds.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 251—An act to amend Sections 1875 and 1901 of the Code of Civil Procedure and Section 259.1 of the Probate Code, and to repeal Sections 1900 and 1902 of the Code of Civil Procedure, relating to judicial notice of law.

Bill read third time, and presented by Senator Dorsey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1996—An act to add Section 86.5 to the Vehicle Code, relating to traffic laws.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Assembly Bill No. 1078—An act to amend Section 5891 of and to add Section 5895 to the Streets and Highways Code, relating to special assessment proceedings under the Improvement Act of 1911.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Sutton, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1993—An act to amend Section 544 of the Vehicle Code, relating to traffic laws.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Regan, Richards, Short, Sutton, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

Assembly Bill No. 1265—An act to add Article 5a (commencing at Section 12830) to Chapter 6, Division 6 of the Public Utilities Code, relating to the filing of claims against municipal utility district for injuries to person and damages to property.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Sutton, and Thompson—33.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2596—An act to amend Sections 6440, 6441, 6442, 6443, 6460, 6461, 6462, 6463, 6504 and 6508 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2424—An act to add Section 5302.6 to the Streets and Highways Code, relating to the payment of assessments for public works and improvements under the Improvement Act of 1911, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—36.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2441—An act to amend Sections 31641.1 and 31700 of the Government Code, relating to county retirement systems.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments

Amendment No. 1

On page 2, line 5, of the printed bill, as amended in Senate April 12, 1957, after "fund", insert "or, if his accumulated contributions were repaid to him before September 15, 1945, to redeposit the same, with interest thereon,".

Amendment No. 2

On page 2, strike out line 10, and insert

"The election provided for in subdivision (c) may only be made within a".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3103—An act to add Article 4, comprising Sections 12750 and 12751, to Chapter 2 of Part 6 of Division 6 of the Water Code, relating to flood control projects, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator John F. McCarthy.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 345—An act to amend Section 330.24 of the Civil Code, relating to the sale of water by mutual water companies to county fire protection districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1106—An act to amend Section 5392 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1112—An act to add Section 53607 to the Government Code, relating to funds of local agencies.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Murdy, Richards, Sutton, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1114—An act to add Section 5510.1 to the Streets and Highways Code, relating to Improvement Act of 1911.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dilwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2393—An act to add Section 5360.1 to the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dilwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Sutton, and Teale—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2595—An act to add Section 6441.1 to the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dilwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1839—An act to amend Section 72707 of the Government Code, relating to the secretary and jury commissioner of the municipal court of the Los Angeles Judicial District.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dilwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1897—An act to add Sections 14740.4, 14740.5, and 14740.6 to the Education Code, relating to school district retirement systems, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, and Thompson—35.

NOES—Senator Desmond—1.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—34.

NOES—Senator Desmond—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2280—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2281—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson,

Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3596—An act to validate the incorporation of cities incorporated on or after February 1, 1957, and on or prior to April 1, 1957, to validate matters pertaining to such cities, including acts of counties or any boards or officers thereof, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Murdy.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 207—An act to add Section 72053.5 to the Government Code, relating to officers and employees of municipal courts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 704—An act to amend Section 28103 of the Government Code, relating to jurors' fees in counties of the third class.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1780—An act to amend Section 72757 of the Government Code, relating to municipal courts in Los Angeles County.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, and Teale—29.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5.45 p.m., on motion of Senator Cobey, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Assembly Bill No. 177 passed by the following vote:

AYES—Senators Abshire, Breed, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, John F. McCarthy, Murdy, Sutton, and Thompson—21.

NOES—Senators Arnold, Beard, Berry, Brown, Christensen, Collier, Desmond, Dolwig, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Regan, Richards, and Teale—16.

Bill ordered transmitted to the Assembly.

LETTER OF TRANSMITTAL

SACRAMENTO, CALIFORNIA, March 14, 1957

Hon. Harold J. Powers, President of the Senate

MR. PRESIDENT: The Senate Interim Committee on Bay Development and Small Boat Harbors, created and constituted by Senate Resolution 167, adopted by the 1955 Session of the Legislature, herewith presents its report, findings and recommendations.

Respectfully submitted,

FRED H. KRAFT, Chairman
ARTHUR H. BREED, JR., Vice Chairman
A. A. ERHART
JOHN J. HOLLISTER, JR.

JAMES J. MCBRIDE
DONALD L. GRUNSKY
JOHN F. MCCARTHY
RICHARD RICHARDS

Letter of transmittal ordered printed in the Journal.

Report ordered printed in the Appendix to the Journal.

Motion to Print Report

Senator Kraft moved that 500 additional copies of the report submitted by the Senate Interim Committee on Bay Development and Small Boat Harbors, be printed for distribution.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Joint Resolution No. 27: By Senator Brown—Relative to issuance of a centennial stamp in commemoration of discovery of the Comstock Lode.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Senator Gibson:

Senate Resolution No. 103

Relative to Firemen's Memorial Day

WHEREAS, There are few callings which more directly contribute to the health and welfare of the citizens of this State than that followed by firemen in protecting our lives and property; and

WHEREAS, Many devoted not only their unselfish effort and undying loyalty to this cause but also were called upon in the line of duty to make the supreme sacrifice for the benefit of the citizens of their community; and

WHEREAS, It is only fitting that a special commemorative day be set aside to honor those who have given their all, and also to be a day on which the citizens of this State show their sincere respect and appreciation for the work presently being done on their behalf by the firemen in this State; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate of the State of California joins the citizens of this State in expressing their heartfelt gratitude to the firemen of this State for their unceasing efforts and especially to commemorate those who have lost their lives in the line of duty and respectfully request the Governor to proclaim May 4th "Firemen's Memorial Day" throughout the State of California; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to the Governor of the State of California.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 925

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HAROLD T. JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 925

Senator Regan moved that Senate Bill No. 925 be amended and referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 925—An act to amend Sections 4901, 4902, 4906, 4911, 4927, 4928, 4929, 4930, 4940, 4941, 4942, 4943, 4944, 4945, 4946, 4947, 4949, and 4951 of, to add Sections 4952 and 4953 to, to repeal Article 4 (commencing with Section 4961) of Chapter 10 of Division 4 of, and to add Article 4 (commencing with Section 4961) to Chapter 10 of Division 4 of, the public Resources Code, relating to forest practices.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in the Senate April 5, 1957, after "resources", strike out the comma.

Amendment No. 2

On page 2, line 1, after "encourage," strike out "and".

Amendment No. 3

On page 2, line 30, strike out one "and".

Amendment No. 4

On page 3, line 22, following "erly", insert "and westerly".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 1317

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 1317

Senator Thompson moved that Senate Bill No. 1317 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1317—An act to renumber Section 157 of, to amend Sections 110, 753, 1059, 1831, 1832, 1833, 1834, and 1903 of, to amend and renumber Sections 755, 756, 757, 758, 759, 760, 1836, 1837, 1838, 1839, 1840, 1842, 1843, and 1908 of, and to add Section 110.1 to, and to repeal Sections 754, 1835, 1841, 1904, 1905, 1906, 1907, 2001, 2002, 2003, 2004, and 2005 of the Revenue and Taxation Code, relating to the assessment, equalization, and collection of property taxes, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate April 9, 1957, after "act", strike out "to renumber Section 157 of,".

Amendment No. 2

In line 2 of the title strike out "1832, 1833,".

Amendment No. 3

In line 2 of the title, after "1834," insert "1838, 1839".

Amendment No. 4

In line 2 of the title, strike out "1903", and insert "1901".

Amendment No. 5

In line 3 of the title, strike out "1836, 1837,".

Amendment No. 6

In line 4 of the title, strike out "1838, 1839, 1840, 1842, 1843, and 1908", and insert "and 1840".

Amendment No. 7

In line 5 of the title, after "add", strike out "Section", and insert "Sections".

Amendment No. 8

In line 5 of the title after "110.1", insert "1832, 1833, 1836, 1836.1, 1837, and 1840".

Amendment No. 9

In line 5 of the title, after "754," strike out "1835," and insert "1832, 1833, 1836, 1837,".

Amendment No. 10

In line 6 of the title, after "1907," insert "1908,".

Amendment No. 11

On page 2, line 38, strike out "1836", and insert "1837".

Amendment No. 12

On page 3, lines 27 and 28, strike out "periodic surveys", and insert "survey, not less often than triennially,".

Amendment No. 13

On page 3, lines 28 and 29, strike out "between the total", and insert "the total market",.

Amendment No. 14

On page 3, line 30, after "all", insert "locally assessable".

Amendment No. 15

On page 3, lines 30 and 31, strike out "entered upon the roll by the assessor, and the total market value thereof", and insert "as of the lien date for the last equalized roll".

Amendment No. 16

On page 3, line 32, strike out "consider sales and other ap-"; strike out all of lines 33 to 41, inclusive, and insert "ascertain the market value of a sample of locally assessable tangible property sufficient in size and dispersion to insure an adequate representation therein of the several classes of property throughout the county. In ascertaining the market value of the property in the sample the board shall consider appraisal data compiled by competent appraisers. The board shall make surveys each year in no fewer than 18 nor more than 22 counties."

Amendment No. 17

On page 3, line 42, strike out "of said code is amended", and insert "is added to said code,".

Amendment No. 18

On page 3, between lines 42 and 43, insert "1832. As soon as appraisals have been made in any county by the board pursuant to Section 1831, the board shall give the assessor of the county a reasonable opportunity to examine and discuss the appraisals with the board appraisers."

SEC. 13. Section 1833 is added to said code, to read:".

Amendment No. 19

On page 3, line 43, strike out "1832", and insert "1833".

Amendment No. 20

On page 3, line 48, after "for", insert "such estimate".

Amendment No. 21

On page 4, strike out all of lines 6 to 14, inclusive.

Amendment No. 22

On page 4, lines 27, 28, and 29, strike out "based upon a survey made pursuant to Section 1831, or upon calculations made pursuant to Section 1832," and insert "so determined for the county".

Amendment No. 23

On page 4, lines 30 and 31, strike out "between the first and third Mondays in August", and insert "prior to August 10th".

Amendment No. 24

On page 4, line 36, after "error.", insert "In the absence of a timely application, the determination is final and no hearing is required with respect to any equalization action by the board based upon the assessment ratio so established."

Amendment No. 25

On page 4, strike out all of lines 37 to 44, inclusive.

Amendment No. 26

On page 4, lines 45 and 46, strike out "of said code is renumbered and amended", and insert "is added to said code,".

Amendment No. 27

On page 4, line 47, strike out "1835", and insert "1836".

Amendment No. 28

On page 4, lines 49 and 50, and on page 5, line 1, strike out "the combined value of land, improvements, and tangible personal property entered upon the roll by the assessor of the", and insert "by a uniform percentage the value of all tangible property entered upon the secured local roll of a".

Amendment No. 29

On page 5, strike out all of lines 2 to 50, inclusive; on page 6, strike out all of lines 1 to 18, inclusive, and insert "be designed, subject to the provisions of Section 1836.1, to achieve the following objectives:

(a) In each year prior to 1967 to make the total assessed value of all tangible property entered upon the local roll bear the same relationship to the total market value of locally assessable property in the county as has been determined under Section 1833 for the State as a whole;

(b) In 1967, and in each year thereafter, to make the total assessed value of all tangible property entered upon the local roll equal to one-third of the total market value of locally assessable property in the county.

SEC. 16. Section 1836.1 is added to said code, to read:

1836.1. Within the limits herein prescribed, the board may allow such tolerance as in its judgment the public interest requires with respect to conformance of a county local roll to the standards established by Section 1836. These limits apply as follows:

(a) If the board determines under Section 1833 that the ratio of assessed to market value of locally assessable property in any county is less in any year than the minimum herein specified for that year, it must act in the manner prescribed in Section 1836 to make the total assessed value of the tangible property in that county conform to that minimum or to the state-wide relationship as determined for that year under Section 1833, whichever is higher. The minimum ratios for the lien dates of the assessments are as follows:

Lien date of	Minimum ratio
1957	21
1958	22
1959	23
1960	24
1961	25
1962	26
1963	27
1964	28
1965	29
1966	30

(b) If in 1967, or in any year thereafter, the assessment ratio for a county is determined under this article to be between 30 percent and 36 percent, inclusive, of market value, the board, in its discretion, need not act to raise or lower the local roll in the year in which it makes this determination, but if in the next ensuing year the assessment ratio for that county is not between 32 percent and 35 percent, inclusive, the board then must act under Section 1836 to bring the local roll to the 33 1/3 percent standard."

Amendment No. 30

On page 6, line 19, strike out "16", and insert "17".

Amendment No. 31

On page 6, lines 19 and 20, strike out "of said code is renumbered and amended", and insert "is added to said code".

Amendment No. 32

On page 6, line 21, strike out "1836", and insert "1837".

Amendment No. 33

On page 6, line 27, strike out "1835", and insert "1836".

Amendment No. 34

On page 6, strike out line 39, and insert "SEC. 18. Section 1838 of said code is".

Amendment No. 35

On page 6, line 41, strike out "1837", and insert "1838".

Amendment No. 36

On page 7, line 9, strike out "1832", and insert "1833".

Amendment No. 37

On page 7, line 10, strike out "1832", and insert "1833".

Amendment No. 38

On page 7, strike out all of line 12, and insert "SEC. 19. Section 1839 of said code is".

Amendment No. 39

On page 7, line 20, strike out "1838", and insert "1839".

Amendment No. 40

On page 7, strike out all of lines 33 to 52, inclusive; and on page 8, strike out all of lines 1 to 27, inclusive, and insert

"SEC. 20. Section 1840 is added to said code, to read:

1840. If any county, city and county, or municipal corporation desires to secure a review, equalization or adjustment of the assessment of its property by the board in pursuance of Section 1 of Article XIII of the State Constitution, it must apply to the board therefor in writing before July 20th. The application must show the facts claimed to require action of the board and a copy thereof must be filed with the assessor whose assessment is questioned.

SEC. 21. Section 1840 of said code is renumbered and amended to read:

1841. The final action of the board in equalizing an assessment or a local roll shall be performed only at the state capital.

SEC. 22. Section 1901 of said code is amended to read:

1901. Where property in a city is not assessed for city purposes by the county assessor the board shall equalize the assessed value of state-assessed property in the city with the assessed value of other property in the city as prescribed by this article. *In no event shall the equalized value of state-assessed property exceed its market value.*

SEC. 23. Sections 754, 1832, 1833, 1836, 1837, 1841, 1904, 1905, 1906, 1907, 1908, 2001, 2002, 2003, 2004, and 2005 of said code is repealed."

Amendment No. 41

On page 9, strike out all of lines 1 and 2.

Amendment No. 42

On page 9, line 3, strike out "27", and insert "24".

Amendment No. 43

On page 9, line 11, strike out "28", and insert "25".

Amendment No. 44

On page 9, line 19, strike out "29", and insert "26".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Financial Institutions

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Financial Institutions, to which was referred:

Senate Bill No. 1223

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 1223

Senator Miller moved that Senate Bill No. 1223 be amended and re-referred to Committee on Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1223—An act to amend Section 254 of the Financial Code, relating to the State Banking Department.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 254", and insert "Sections 254 and 256".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 3 to 16, inclusive, and insert

"254. The records of the department are [not] public documents and are [not] open to inspection by the public *except that any record or information obtained from any report or application made by a bank and any record or information obtained through an investigation or examination as provided in this division shall be confidential. Any unauthorized disclosure of such confidential information by the superintendent or any employee of the department is a misdemeanor.*

Such confidential information or record may be disclosed in accordance with proper judicial order.

Such confidential information or record may be furnished, and upon request of a committee appointed by either the Assembly or the Senate, or both, shall be furnished, to the committee, but it is a misdemeanor for the committee or any member, clerk or other officer or employee thereof to disclose in any manner any particulars of the information so furnished except to law enforcement officers for the purpose of aiding the detection or prosecution of crime and except in the report of the committee to the Legislature or either house thereof.

Such confidential information or record may be disclosed whenever it is so provided by any other provision of this division.

Such confidential information or record shall be disclosed to the Attorney General whenever it indicates that a public official has committed a penal offense.

Nothing in this section shall prohibit the superintendent or any employee of the department from presenting in good faith to any law enforcement agency or any grand jury of jurisdiction, any information which he may receive in the official performance of his duties which indicates a penal offense has been committed by a public official.

SEC. 2. Section 256 of said code is amended to read:

256. During the month of October of each year the superintendent shall report to the Governor. The report shall contain the following:

(a) An aggregate abstract of condition for the preceding fiscal year showing assets and liabilities and capital accounts of all banks and trust companies required to report to him.

(b) A statement of all banks and trust companies authorized by him to do business during the preceding fiscal year ended June 30th, giving their names and locations, and the date on which they commenced to transact a banking or trust business.

(c) A statement of the banks and trust companies whose business has been closed during the year.

(d) The names of banks and trust companies in process of liquidation under his supervision and the amount of dividends paid thereon.

(e) The names and compensation of all persons employed by the department, as of the preceding June 30th, the receipts and expenses of the department during the fiscal year, and the balance in the State Banking Fund at the end of the fiscal year.

(f) Any amendments to the laws affecting banks or trust companies or the department which in his judgment may be desirable.

(g) Such other information as in his judgment may prove useful.

The superintendent may furnish supplemental reports to the Governor at any time."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 1634

Senate Bill No. 2039

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 1634

Senator Miller moved that Senate Bill No. 1634 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1634—An act to amend Section 101 of, and to repeal Chapter 6 (commencing with Section 6500) of Division 3 of the Business and Professions Code, relating to barbers.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "101 of, and to repeal Chapter 6 (commencing with Section 6500) of Division 3" and insert "6500".

Amendment No. 2

On page 1, line 1, strike out "101", and insert "6500".

Amendment No. 3

On page 1, strike out lines 3 to 23, inclusive, and insert "6500. There is in the Department of Professional and Vocational Examiners a State Board of Barber Examiners, which consists of three members appointed by the Governor *with the advice and consent of the Senate.*"

Amendment No. 4

On page 2, strike out lines 1 to 18, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 2039

Senator Kraft moved that Senate Bill No. 2039 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2039—An act to add Section 4394 to the Business and Professions Code, relating to pharmacy.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "or threatened violation".

Amendment No. 2

On page 1, line 5, strike out "hereunder", and insert "pursuant to the provisions of Section 4008".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Social Welfare**

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 1509

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 1509

Senator Sutton moved that Senate Bill No. 1509 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1509—An act to amend Sections 2020 and 2025 of the Welfare and Institutions Code, relating to old age assistance.

Bill read second time.

Motion to Amend

Senator Sutton moved the adoption of the following amendments:

Amendment No. 1

In line 1, of the title of the printed bill, strike out "Sections", and insert "Section".

Amendment No. 2

In line 1 of the title, strike out "and", and insert "of, and to repeal Section".

Amendment No. 3

On page 1, between lines 16 and 17, insert

"Eleven dollars (\$11) of the amount of aid granted shall be considered necessary to meet food and shelter needs of the applicant or recipient."

Amendment No. 4

On page 1, line 25, strike out "amended to read:", and insert "repealed."

Amendment No. 5

On page 1, strike out lines 26 to 28, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 1786

Senate Bill No. 2607

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1786

Senator Dolwig moved that Senate Bill No. 1786 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1786—An act to add Section 1017 to the Education Code, relating to school district employees.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "Notwithstanding any provision of law to the con-".

Amendment No. 2

On page 1, line 4, strike out "trary, the", and insert "The".

Amendment No. 3

On page 1, after line 14, insert

"The provisions of this section shall not apply to any person who files with the governing board an affidavit stating that he adheres to the faith or teachings of any well recognized religious sect, denomination, or organization and in accordance with its creed, tenets, or principles depends for healing upon prayer in the practice of religion and that to the best of his knowledge and belief he is free from active tuberculosis. If at any time there should be probable cause to believe that such affiant is afflicted with active tuberculosis, he may be excluded from service until the governing board of the employing school district is satisfied that he is not so afflicted."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND SENATE BILL NO. 2607

Senator Dilworth moved that Senate Bill No. 2607 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2607—An act to repeal Section 7717 of, and to add Sections 7716, 7716.1, 7716.2, 7716.3, and 7716.4 to, the Education Code, relating to school district public works.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "7716."; and strike out line 2 of the title, and insert "7717, 7717.1, 7717.2, 7717.3, 7717.4, and 7717.5 to, the Education Code,".

Amendment No. 2

On page 1, line 3, strike out "7716", and insert "7717".

Amendment No. 3

On page 1, line 4, strike out "7716", and insert "7717".

Amendment No. 4

On page 1, strike out lines 10 and 11, and insert "accordance with Sections 7717.1, 7717.2, 7717.3, 7717.4, and 7717.5,".

As used in Sections 7717.1, 7717.2, 7717.3, 7717.4, and 7717.5,".

Amendment No. 5

On page 1, between lines 14 and 15, insert "As used in this section and Sections 7717.3, 7717.4, and 7717.5, "attendance center" means a school maintained or to be maintained at a given location within a district. The Department of Education shall approve or disapprove the allocation by an applicant district of units of estimated average attendance among the attendance centers of the district."

Amendment No. 6

On page 1, line 16, strike out "such sections", and insert "Sections 7717.1, 7717.2, 7717.3, 7717.4, and 7717.5".

Amendment No. 7

On page 2, between lines 3 and 4, insert

"Notwithstanding any provision of this code to the contrary, for the purposes of this chapter pupils attending grades 7 and 8 in an elementary district but residing in a high school district which maintains one or more junior high schools shall not be considered in determining or estimating the average daily attendance of the elementary district."

Amendment No. 8

On page 2, line 4, strike out "7716.1", and insert "7717.1".

Amendment No. 9

On page 2, strike out line 5, and insert

"7717.1. There shall be allowed to each district with attendance units of 300 or more in kindergarten and grades 1 to 6, inclusive, a maximum".

Amendment No. 10

On page 2, line 7, after the period, insert "The maximum total building area per attendance unit allowed to applicant districts with attendance units of less than 300 in kindergarten and grades 1 to 6, inclusive, for such attendance units shall be determined by the Department of Education, and shall be building area to provide comparable facilities to those provided by the first paragraph of this section, and shall be the least building area required to house adequately the estimated average daily attendance and the normal instructional and other services."

Amendment No. 11

On page 2, line 8, strike out "7716.2", and insert "7717.2".

Amendment No. 12

On page 2, line 9, strike out "7716.2", and insert "7717.2".

Amendment No. 13

On page 2, line 12, strike out "7716.3", and insert "7717.3".

Amendment No. 14

On page 2, line 13, strike out "7716.3", and insert "7717.3".

Amendment No. 15

On page 2, line 17, strike out "7716.2 and 7716.4", and insert "7717.2 and 7717.4".

Amendment No. 16

On page 2, line 33, strike out "7716.4", and insert "7717.4".

Amendment No. 17

On page 2, line 39, strike out "7716.4", and insert "7717.4".

Amendment No. 18

On page 2, line 45, strike out "7716.4", and insert "7717.4".

Amendment No. 19

On page 2, line 46, strike out "7716.4", and insert "7717.4".

Amendment No. 20

On page 2, line 47, strike out "14", and insert "12".

Amendment No. 21

On page 2, line 49, strike out "14", and insert "12".

Amendment No. 22

On page 3, strike out line 1; and in line 2, strike out "visions", and insert "with the following table".

Amendment No. 23

On page 3, strike out lines 6 to 32, inclusive, and insert

Attendance units of attendance center	Maximum number of square feet of building area
1- 50-----	18,000
51- 100-----	18,000 plus 162 for each attendance unit over 50
101- 200-----	26,100 plus 99 for each attendance unit over 100
201- 300-----	36,000 plus 60 for each attendance unit over 200
301- 600-----	42,000 plus 54 for each attendance unit over 300
601-1800-----	58,200 plus 80 for each attendance unit over 600
Over 1800-----	154,200 plus 70 for each attendance unit over 1800

SEC. 7. Section 7717.5 is added to said code, to read:

7717.5. There shall be allowed to each district a maximum area for the attendance units of the district in grades 13 and 14, determined by computing, for the attendance units in grades 13 and 14, at each attendance center of the district, a number of square feet for the number of attendance units in such grades at each attendance center, in accordance with the following table, and totaling the number of square feet so determined for all attendance units in such grades of all attendance centers of the district:

Attendance units of attendance center	Maximum number of square feet of building area
1- 50-----	18,000
51- 100-----	18,000 plus 162 for each attendance unit over 50
101- 200-----	26,100 plus 99 for each attendance unit over 100
201- 300-----	36,000 plus 60 for each attendance unit over 200
301- 400-----	42,000 plus 54 for each attendance unit over 300
401- 600-----	47,400 plus 59 for each attendance unit over 400
601-1800-----	59,200 plus 88 for each attendance unit over 600
Over 1800-----	164,800 plus 77 for each attendance unit over 1800".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Elections**

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Elections, to which was referred:

Senate Bill No. 2231

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND SENATE BILL NO. 2231

Senator Miller moved that Senate Bill No. 2231 be amended and re-referred to Committee on Elections.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2231—An act to amend Section 5733 of the Elections Code, relating to ballots.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert "and to repeal Chapter 3.5 (commencing at Section 5750) of Division 8 of,".

Amendment No. 2

On page 1, strike out lines 6 to 9, inclusive, and insert "Sec. 2. Chapter 3.5 of Division 8 of said code is repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Government Efficiency, to which was referred:

Senate Bill No. 2285

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 2285

Senator Thompson moved that Senate Bill No. 2285 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2285—An act to add Chapter 2.5 (commencing with Section 65075) to Title 7 of the Government Code, relating to the creation of the San Francisco Bay Area Regional Planning District, setting forth its organization, powers, and duties, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 14, line 40, of the printed bill, strike out "one cent (\$.01)", and insert "two mills (\$.002)".

Amendment No. 2

On page 15, after line 32, insert

"Sec. 2. The provisions of Chapter 2.5 of Title 7 of the Government Code, set out in Section 1 of this act, shall remain operative only until the ninety-first day following the close of the 1959 Regular Session of the Legislature, after which they shall cease to have any force or effect."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 1028

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1028

Senator Thompson moved that Senate Bill No. 1028 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1028—An act to add Section 4240.5 to the Education Code, relating to elections in junior college districts.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 1, of the printed bill, strike out "Elections", and insert "Education".

Amendment No. 2

On page 1, line 10, after the period, insert "The costs incurred by the county clerk or registrar of voters in connection with the preparation and mailing of such cards shall be paid out of the funds of the districts."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 1278

Senate Bill No. 1282

Senate Bill No. 1281

Senate Bill No. 1296

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 1278

Senator Dolwig moved that Senate Bill No. 1278 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1278—An act to amend Section 3473 of the Civil Code, relating to assignments to a sheriff for the benefit of creditors.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 3449, 3458, 3462, 3467, 3468, and".

Amendment No. 2

On page 1, line 1, strike out "3473" and insert "3449".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, between lines 2 and 3, insert

"3449. An insolvent debtor may in good faith execute an assignment of property in trust for the satisfaction of his creditors, in conformity to the provisions of this chapter; subject, however, to the provisions of this code relative to trusts and fraudulent transfers, and to the restrictions imposed by law upon assignments by special partnerships, by corporations, or by other specific classes or persons.

Every such assignment shall contain a list of the names of the creditors of the assignor, and their places of residence and amounts of their respective demands, and the amounts and nature of any security therefor, and shall, subject to the other provisions of this section, be made to [the sheriff of] a *temporary assignee residing* in the county, or city and county, wherein the assignor resides, if the assignor resides within this State; or in case the assignor resides out of this State, then to [the sheriff of] a *temporary assignee residing* in the county, or city and county, wherein the property assigned, or some of it, is situated; but when the assignor resides out of the State, an assignment made as herein provided may, by its terms, transfer any property of the assignor in this State.

The [sheriff] *temporary assignee* shall forthwith take possession of all the property so assigned to him, and keep the same till delivered by him, as hereinafter provided.

When the assignment has been made as herein provided, the [sheriff] *temporary assignee* shall immediately, by mail, notify the creditors named in the assignment, at their places of residence as given therein, to meet at his office on a day and hour to be appointed by him, of not less than eight nor more than 10 days from the date of the delivery of the assignment to him, for the purpose of electing one or more assignees, as they may determine, in the place and stead of the said [sheriff] *temporary assignee* in the premises[.], [and]

The *temporary assignee* shall also publish a notice of such meeting, and the purpose thereof, at least once before such meeting, in some newspaper published in his county, or city and county. The notice so to be mailed shall also contain a statement of the amount of the demand of the creditor, and the amount and nature of any security therefor, as set forth in the assignment; and if any creditor shall not find the amount of his claim to be correctly so stated, he may file with said [sheriff] *temporary assignee*, at or before such meeting, a statement, under oath, of his demand, and such statement shall, for the purpose of voting as hereinafter provided, be accepted by said [sheriff] *temporary assignee* as correct; and when no such statement is filed, the statement of amount as set forth in the assignment shall be accepted by the [sheriff] *temporary assignee* as correct.

No creditor having a mortgage or pledge of real or personal property of the debtor, or lien thereon, for securing the payment of a debt owing to him from the debtor, shall be allowed to vote any part of his claim at such meeting of creditors, unless he shall have first conveyed, released, or delivered up his said security to said [sheriff] *temporary assignee*, for the benefit of all creditors of said assignor.

At such meeting the [sheriff] *temporary assignee* shall preside, and a majority in amount of demands present or represented by proxy shall control all questions and decisions. The creditors may adjourn such meeting from time to time, and may vote on all questions either in person or by proxy signed and acknowledged before any officer authorized to take acknowledgments, and filed with the [sheriff] *temporary assignee*.

At such a meeting, or any adjournment thereof, the creditors may elect one or more assignees from their own number, in the place and stead of the [sheriff] *temporary assignee*, and the person or persons so elected shall afterwards be the *temporary assignee*, and the person or persons so elected shall afterwards be the *temporary assignee*, and the person or persons so elected shall afterwards be the *temporary assignee*, by transfer in writing, acknowledged as required by Section 3458, shall at once assign to such elected assignee or assignees, upon the trusts in this title provided, all the property so assigned to him, and deliver possession thereof. All recitals, in such assignment by said [sheriff] *temporary assignee* of notices of such meeting, and the holding thereof, and of the due election of such assignee or assignees, shall be prima facie proof of the facts recited.

The [sheriff] *temporary assignee* shall, before the delivery of such assignment, be paid the expenses incurred by him, and fees in such amount as would by law be collectable if the property assigned had been levied upon and safely kept under attachment. Thereupon, and after the record of such last named assignment, as in this title provided, such elected assignee or assignees shall take, and hold, and dispose of all such property and its proceeds, upon the trusts and conditions and for the purposes in this title provided.

Sec. 2. Section 3458 of said code is amended to read:

3458. An assignment for the benefit of creditors must be in writing, subscribed by the assignor, or by his agent thereto authorized in writing, and the transfer by

the [sheriff] *temporary assignee* must also be in writing, subscribed by [the sheriff in his official capacity] *such temporary assignee*. Both such assignment and such transfer must be acknowledged, or proved and certified, in the mode prescribed by the chapter on recording transfers of real property, and be recorded as required by Sections 3463 and 3464; but recording in one county constitutes a compliance with the following section.

SEC. 3. Section 3462 of said code is amended to read:

3462. An affidavit must be made by every assignor executing an assignment for the benefit of creditors, to be annexed to and filed with the inventory mentioned in the last section, to the effect that the same is in all respects just and true according to the best of such assignor's knowledge and belief.

If the assignor neglects or refuses to make and file such inventory and affidavit within said 20 days, the assignment shall not, for that reason, be affected in any way, but in that event the assignee or assignees elected by the creditors shall within 20 days thereafter make and file in the office of the county recorder where the assignment is first recorded, a verified inventory of all assets received by them; and such assignee or assignees may at any time, or from time to time, after the transfer to them by the [sheriff] *temporary assignee*, by petition to the superior court of the county or city and county where the assignment is first recorded, cause the assignor, by order or citation to appear before said court, or a commissioner or referee to be appointed by it, at a time and place within the county, or city and county, to be designated in the order or citation, to be examined touching the matters mentioned in Section 3461, and any other matters relative to the assignment, and to have with him all books of account, vouchers, and papers relating to the assigned property; and such court may by its order require the surrender to such assignee or assignees of such books, vouchers, and papers, to be by them retained until their trust is fully completed and performed.

SEC. 4. Section 3467 of said code is amended to read:

3467. No bond shall be given by the [sheriff] *temporary assignee*, but he shall be liable [on his official bond] for the care and custody of the property while in his possession. Within 40 days after date of the transfer by the [sheriff] *temporary assignee*, the *elected assignee* must enter into a bond to the people of this State in such amount as may be fixed by a judge of the superior court of the county, or city and county, in which an inventory in accordance with the provisions of this title is filed, with sufficient sureties to be approved by such judge and conditioned for the faithful discharge of the trust and the due accounting for all moneys received by the assignee, which bond must be filed in the same office with the inventory; and any assignee failing to comply with the provisions of this section may be removed by the above-named superior court on petition of the assignor or any creditor, and his successor appointed by such court.

SEC. 5. Section 3468 of said code is amended to read:

3468. Until a verified inventory has been made and filed, either by the assignor or assignee, as required by the provisions of this title, and the assignee has given the bond required by the last section, such assignee has no authority to dispose of the property of the estate or any part of it (except in the case of perishable property, which in his discretion he may dispose of at any time, and receive the proceeds of sale thereof); nor has he power to convert the property, or the proceeds of any sale of perishable property, to the purposes of the trust.

Within 10 days after the filing of his bond, the assignee must commence the publication (and such publication shall continue at least once a week for four weeks), in some newspaper published in the county, or city and county, where the inventory is filed, of a notice to creditors of the assignor, stating the fact and date of the assignment, and requiring all persons having claims against the assignor to exhibit them, with the necessary vouchers, and verified by the oath of the creditor, to the assignee, at his place of residence or business, to be specified in the notice; and he shall also, within 10 days after the first publication of said notice, mail a copy of such notice to each creditor whose name is given in the instrument of assignment, at the address therein given. After such notice is given, a copy thereof, with affidavit of due publication and mailing, must be filed with the county recorder with whom the inventory has been filed, which affidavit shall be prima facie evidence of the facts stated therein.

At any time, or from time to time, after the expiration of 30 days from the first publication of said notice (provided, the same shall also have been mailed as in this section provided), the assignee may, in his discretion, declare and pay dividends to the creditors whose claims have been presented and allowed. No dividend already declared shall be disturbed by reason of claims being subsequently presented and allowed; but the creditor presenting such claim shall be entitled to a dividend equal to the percent already declared and paid, before any further dividend is made; provided, however, that there be assets sufficient for that purpose; and provided, that the failure to present such claim shall not have resulted from his own neglect, and he shall attach to such claim a statement, under oath, showing fully why the same was not before presented.

When a creditor has a mortgage or pledge of real or personal property of the debtor, or a lien thereon, for securing the payment of a debt owing to him from the debtor, and shall not have conveyed, released, or delivered up such security to the [sheriff] *temporary assignee*, as provided for by Section 3449 of this code, he shall

be admitted as a creditor only for the balance of the debt after deducting the value of such mortgage, pledge, or lien, to be ascertained by agreement between him and the assignee, or by a sale thereof, to be made in such manner as the superior court of the county in which the assignment is made shall direct; or the creditor may release or convey his claim to the assignee upon such property, and be admitted to prove his whole debt.

If the value of the property exceeds the sum for which it is so held as security, the assignee may release to the creditor the debtor's right of redemption thereon on receiving such excess; or he may sell the property, subject to the claim of the creditor thereon; and in either case the assignee and creditor, respectively, shall execute all deeds and writings necessary or proper to consummate the transactions. If the property is not sold or released, and delivered up, the creditor shall not be allowed to prove any part of his debt.

Sec. 6. Section 3473 of said code is amended to read:—

Amendment No. 4

On page 1, line 5, strike out "sheriff, or a transfer by the sheriff", and insert "temporary assignee, or a transfer by the temporary assignee".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1281

Senator Dolwig moved that Senate Bill No. 1281 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1281—An act to amend Section 559 of the Code of Civil Procedure, relating to release of attachments.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 559 of", and insert "add Section 562 to".

Amendment No. 2

On page 1, strike out lines 1 to 14, inclusive, and insert

"SECTION 1. Section 562 is added to the Code of Civil Procedure, to read:

562. An attachment, including any garnishment, of any property shall be released in entirety or in part by the levying officer either:

(1) Upon written direction of the attaching party or his attorney; or

(2) Upon receipt by the officer of an order of the court in which the action is pending, or a certified copy thereof, discharging or dissolving the attachment or releasing or ordering the release of the attached property, if no appeal has been perfected and undertaking executed pursuant to Section 946 or, if appeal has been perfected and an undertaking so executed, if no certificate thereof has been issued by the clerk; or

(3) In all other cases provided by law.

There shall be no liability upon the levying officer or the garnishee for having released the attachment in accordance with the foregoing."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1282

Senator Dolwig moved that Senate Bill No. 1282 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1282—An act to amend Section 710 of the Code of Civil Procedure, relating to exemptions from attachment or execution proceedings.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 4, of the printed bill, strike out "one-half", and insert "the whole".

Amendment No. 2

On page 2, line 8, after "California," insert "and after deducting therefrom an amount equal to one-half the salary or wages owing to the judgment debtor for his personal services to the State rendered at any time within 30 days next preceding the date of issuance of such warrant or check,".

Amendment No. 3

On page 2, line 23, strike out "one-half", and insert "the whole".

Amendment No. 4

On page 2, line 24, after "debtor", insert ", less an amount equal to one-half the salary or wages owing by the county, city and county, city, municipality, quasi-municipality, or public corporation to the judgment debtor for his personal services to such public body rendered at any time within 30 days next preceding the date of issuance of such warrant or check,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1296

Senator Dolwig moved that Senate Bill No. 1296 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1296—An act to add Section 682.2 of the Code of Civil Procedure, relating to writ of execution proceedings.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 7, inclusive, and insert "682.2. Whenever a writ of execution is issued, the clerk, or, if there is no clerk, then the judge of the court, shall enter on the face of the writ the amounts of any costs and interest which have accrued from the date of entry of the judgment to the date of the issuance of the writ."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Public Utilities**

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which were referred:

Senate Bill No. 2188

Senate Bill No. 2191

Senate Bill No. 2189

Senate Bill No. 2192

Senate Bill No. 2190

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 2188

Senator Dolwig moved that Senate Bill No. 2188 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2188—An act to add Section 2713 to the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 2713 to", and insert "amend Section 1001 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 1001 of the Public Utilities Code is amended to read:

1001. No railroad corporation whose railroad is operated primarily by electric energy, street railroad corporation, gas corporation, electrical corporation, telegraph corporation, telephone corporation, or water corporation shall begin the construction of a street railroad, or of a line, plant, or system, or of any extension thereof, without having first obtained from the commission a certificate that the present [or future] public convenience and necessity require or will require such construction. *The commission may issue a certificate to such a corporation based upon future necessity if the certificate provides that it shall terminate at the end of two years from the date of issuance unless the holder of the certificate has commenced to provide the services for which the certificate was granted by the end of the two-year period.*

This article shall not be construed to require any such corporation to secure such certificate for an extension within any city or city and county within which it has theretofore lawfully commenced operations, or for an extension into territory either within or without a city or city and county contiguous to its street railroad, or line, plant, or system, and not theretofore served by a public utility of like character, or for an extension within or to territory already served by it, necessary in the ordinary course of its business. If any public utility, in constructing or extending its line, plant, or system, interferes or is about to interfere with the operation of the line, plant, or system of any other public utility, already constructed, the commission, on complaint of the public utility claiming to be injuriously affected, may, after hearing, make such order and prescribe such terms and conditions for the location of the lines, plants, or systems affected as to it may seem just and reasonable."

Amendment No. 3

On page 1, strike out lines 3 to 7, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

MOTION TO AMEND SENATE BILL NO. 2189

Senator Dolwig moved that Senate Bill No. 2189 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2189—An act to amend Section 2701 of the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 2701", and insert "Sections 1756, 1757, 1758, 1759, 1760, 1761, 1762, 1763, 1765, and 1766".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 1756 of the Public Utilities Code is amended to read:

1756. Within [30] 120 days after the application for a rehearing is denied, or, if the application is granted, then within [30] 120 days after the decision on rehearing, the applicant may apply to the Supreme Court of this State *or to the district court of appeal* for a writ of certiorari or review for the purpose of having the lawfulness of the original order or decision or of the order or decision on rehearing inquired into and determined. The writ shall be made returnable not later than [30] 90 days after the date of issuance, and shall direct the commission to certify its record in the case to the court. On the return day, the cause shall be heard by the [Supreme Court] court, unless for a good reason shown it is continued.

SEC. 2. Section 1757 of said code is amended to read:

1757. No new or additional evidence may be introduced in the [Supreme Court] court, but the cause shall be heard on the record of the commission as certified to by it. The review shall not be extended further than to determine whether the commission has [regularly pursued its authority] *proceeded without, or in excess of jurisdiction*, including a determination of whether the order or decision under review violates any right of the petitioner under the Constitution of the United States or of this State, *and whether there was any prejudicial abuse of discretion as defined in Section 1094.5 of the Code of Civil Procedure*. The findings and conclusions of the commission on questions of fact shall be final and shall not be subject to review except as provided in this article. Such questions of fact shall include ultimate facts [and] *but shall not include the findings and conclusions of the commission on reasonableness and discrimination*.

SEC. 3. Section 1758 of said code is amended to read:

1758. The commission and each party to the action or proceeding before the commission may appear in the review proceeding. Upon the hearing the [Supreme Court] court shall enter judgment either affirming or setting aside the order or decision of the commission. The provisions of the Code of Civil Procedure relating to writs of review shall, so far as applicable and not in conflict with the provisions of this part, apply to proceedings instituted in the [Supreme Court] court under the provisions of this article.

SEC. 4. Section 1759 of said code is amended to read:

1759. No court of this State, except the Supreme Court *and the district court of appeal* to the extent specified in this article, shall have jurisdiction to review, reverse, correct, or annul any order or decision of the commission or to suspend or delay the execution or operation thereof, or to enjoin, restrain, or interfere with the commission in the performance of its official duties, except that the writ of mandamus shall lie from the [Supreme Court] court to the commission in all proper cases.

SEC. 5. Section 1760 of said code is amended to read:

1760. In any proceeding wherein the validity of any order or decision is challenged on the ground that it violates any right of petitioner under the Constitution of the United States, the [Supreme Court] court shall exercise an independent judgment on the law and the facts, and the findings or conclusions of the commission material to the determination of the constitutional question shall not be final.

SEC. 6. Section 1761 of said code is amended to read:

1761. The pendency of a writ of review shall not of itself stay or suspend the operation of the order or decision of the commission, but during the pendency of the writ the [Supreme Court] court in the manner provided in this article in its discretion may stay or suspend in whole or in part the operation of the commission's order or decision.

SEC. 7. Section 1762 of said code is amended to read:

1762. Except as provided in this section, no order staying or suspending an order or decision of the commission shall be made by the [Supreme Court] court except upon five days' notice and after hearing. If the order or decision of the commission is stayed or suspended the order suspending it shall contain a specific finding based upon evidence submitted to the court and identified by reference thereto, that great or irreparable damage would otherwise result to the petitioner and specifying the nature of the damage, but the [Supreme Court] court may grant a temporary stay restraining the operation of the commission order or decision at any time before such hearing and determination of the application for a stay when, in its opinion irreparable loss or damage would result to petitioner unless such temporary stay is granted. Such temporary stay shall remain in force only until the hearing and determination of the application for a stay upon notice. The hearing of such application for a stay shall be given precedence and assigned for hearing at the earliest practicable day after the expiration of the notice.

SEC. 8. Section 1763 of said code is amended to read:

1763. No temporary stay shall be granted by the [Supreme Court] court unless it clearly appears from specific facts shown by the verified petition that immediate and irreparable injury, loss, or damage will result to the applicant before notice can be served and hearing had on a motion for a stay as provided in this article. Every such temporary stay shall be endorsed with the date and hour of issuance, shall be forthwith filed in the clerk's office and entered of record, shall define the injury and state why it appears to be irreparable and why the order was granted without notice, and shall by its terms expire within such time after entry not to exceed 10 days as the court may fix unless within the time so fixed the order is extended for a like period for good cause shown, and the reasons for such extension shall be entered of record. In case a temporary stay is granted without notice the matter of the issuance of a stay shall be set down for hearing at the earliest possible time, and when it comes up for hearing the party obtaining the temporary stay shall proceed with the application for a stay and if he does not do so the court shall dissolve the temporary stay.

SEC. 9. Section 1765 of said code is amended to read:

1765. In case the [Supreme Court] court stays any order or decision denying to the utility an increase in any rate of classification, the court may condition such stay or temporary stay so as to permit petitioner to charge a higher rate pending the determination of the review and may attach other reasonable conditions to such stay or temporary stay.

SEC. 10. Section 1766 of said code is amended to read:

1766. In case the [Supreme Court] court stays or suspends any order or decision lowering any rate or classification or stays any order or decision denying petitioner the right to charge an increased rate or classification and as a condition thereof permits the charging of higher rates, the court shall require the public utility affected to keep such accounts, verified by oath as may, in the judgment of the court, suffice to show the amounts being charged or received by such public utility, pending the review, in excess of the charges allowed by the order or decision of the commission, together with the names and addresses of the corporations or persons to whom overcharges will be refundable in case the order or decision of the commission is upheld. The court may from time to time require the petitioner to give additional security, or to increase the suspending bond, whenever in its opinion such action is necessary to insure the prompt payment of the damages and overcharges. If the final decision by the [Supreme Court] court upholds the commission's order or decision, all money which the public utility has collected pending the appeal in excess of that authorized by the order or decision of the commission, together with such interest as may be reasonable, shall be promptly paid to the corporations or persons entitled thereto in the manner prescribed by the court."

Amendment No. 3

On page 1, strike out lines 3 to 12, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

MOTION TO AMEND SENATE BILL NO. 2190

Senator Dolwig moved that Senate Bill No. 2190 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2190—An act to amend Section 1756 of the Public Utilities Code, relating to public utilities and other regulated business and matters incidental thereto.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "30", and insert "120".

Amendment No. 2

On page 1, line 4, strike out "30", and insert "120".

Amendment No. 3

On page 1, line 10, strike out "30", and insert "90".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

MOTION TO AMEND SENATE BILL NO. 2191

Senator Dolwig moved that Senate Bill No. 2191 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2191—An act to amend Section 1706 of the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 1706 of", and insert "add Section 1706.5 to".

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 1706.5 is added to the Public Utilities Code, to read:

1706.5. If any party to a formal hearing before the commission or a commissioner objects to the reporter assigned by the commission to take down the proceedings and testimony, the commission shall provide a list of other competent reporters not in the employ of the commission from which the objecting party may select another reporter to transcribe the proceedings and testimony at the hearing. If the reporter so selected is not satisfactory to all of the parties to the hearing, the commission or commissioner shall select another reporter from the list to take down the proceedings and testimony at the hearing. The reporter appointed under the provisions of this section shall be paid by the commission at a rate fixed by the commission."

Amendment No. 3

On page 1, strike out lines 3 to 16, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

MOTION TO AMEND SENATE BILL NO. 2192

Senator Dolwig moved that Senate Bill No. 2192 be amended and referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2192—An act to amend Section 1704 of the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 1704", and insert "Sections 309 and 310".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 309 of the Public Utilities Code is amended to read:

309. The commission may, subject to Section 18594 of the Government Code, employ such officers, [examiners,] experts, engineers, statisticians, accountants, inspectors, clerks, and employees as it deems necessary to carry out the provisions of this part or to perform the duties and exercise the powers conferred upon it by law. All officers and employees shall receive such compensation as is fixed by the commission.

SEC. 2. Section 310 of said code is amended to read:

310. A majority of the commissioners shall constitute a quorum for the transaction of any business, for the performance of any duty, or for the exercise of any power of the commission. Any investigation, inquiry, or hearing which the commission has power to undertake or to hold may be undertaken or held by or before any commissioner or commissioners designated for the purpose by the commission. The evidence in any investigation, inquiry, or hearing may be taken by the commissioner or commissioners to whom such investigation, inquiry, or hearing has been assigned or, in his or their behalf, by [an examiner designated for that purpose] *a hearing officer assigned by the Director of Professional and Vocational Standards pursuant to Section 110.5 of the Business and Professions Code*. Every finding, opinion, and order made by the commissioner or commissioners so designated, pursuant to such investigation, inquiry, or hearing, when approved or confirmed by the commission and ordered filed in its office, shall be deemed to be the finding, opinion, and order of the commission."

Amendment No. 3

On page 1, strike out lines 3 to 15, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES**Committee on Social Welfare**

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 569

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 569

Senator Murdy moved that Senate Bill No. 569 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 569—An act to amend Section 1523 of the Welfare and Institutions Code, relating to the location and prosecution of parents of abandoned children.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 7 and 8, of the printed bill, as amended in Senate April 3, 1957, strike out "or is in the custody or control of some other person,".

Amendment No. 2

On page 1, lines 10 and 11, strike out "or other person having custody or control of the child,".

Amendment No. 3

On page 1, strike out lines 17 to 20, inclusive, and insert "The term "reasonable assistance" as used in this section shall include, but is not limited to, any one or more of the following acts:".

Amendment No. 4

On page 1, strike out line 23.

Amendment No. 5

On page 1, line 24, strike out "(d)", and insert "(c)".

Amendment No. 6

On page 2, line 1, strike out "(e)", and insert "(d)".

Amendment No. 7

On page 2, strike out lines 3 to 6, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 2623

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 2623

Senator Miller moved that Senate Bill No. 2623 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2623—An act to amend Section 2192 of, and to add Sections 402.7, 2192.3, 2193.3, and 2193.5 to, the Revenue and Taxation Code, relating to property taxes.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Senate April 8, 1957, strike out "402.7,".

Amendment No. 2

On page 1, strike out lines 1 through 14, inclusive.

Amendment No. 3

On page 1, line 15, strike out "SEC. 2", and insert "SECTION 1"; and strike out "said code", and insert "the Revenue and Taxation Code".

Amendment No. 4

On page 1, line 19, strike out "SEC. 3", and insert "SEC. 2".

Amendment No. 5

On page 2, line 3, strike out "SEC. 4" and insert "SEC. 3".

Amendment No. 6

On page 2, line 9, strike out "SEC. 5", and insert "SEC. 4".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 1279

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 1279

Senator Dolwig moved that Senate Bill No. 1279 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1279—An act to amend Section 682.1 of the Code of Civil Procedure, relating to the writ of execution.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 21, of the printed bill, strike out "cost bill", and insert "memorandum of costs".

Amendment No. 2

On page 2, line 7, after "writ", insert "and interest at a rate not to exceed 7 percent accruing from the date of the issuance of this writ".

Amendment No. 3

On page 2, between lines 7 and 8, insert
"Notice by mail of any sale under the writ of execution (has) (has not) been requested. The following named persons have requested such notice of sale:
Names Addresses".

Amendment No. 4

On page 2, line 11, after the comma, insert "except that one-half of the earnings of the judgment debtor received for his personal services rendered at any time within 30 days next preceding the levy of execution pursuant to this writ shall be exempt from such levy,".

Amendment No. 5

On page 2, line 22, insert

"It shall be the duty of the clerk or judge of the court, as the case may be, to compute and enter on the writ, pursuant to Section 682.2 of the Code of Civil Procedure, interest and costs accrued between the date of entry of judgment and the date of issuance of the writ."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 566

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 566

Senator Murdy moved that Senate Bill No. 566 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 566—An act to repeal Sections 1510, 1511, 1512, 1526, and 1527 of, to add Sections 1510, 1511, 1512, and 1526 to, and to amend Sections 1511.5 and 1554 of, the Welfare and Institutions Code, relating to aid to needy children, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendment:

Amendment No. 1

On page 3, of the printed bill, as amended in Senate April 3, 1957, strike out lines 5 to 7, inclusive.

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 2466

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 2466

Senator Thompson moved that Senate Bill No. 2466 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2466—An act to amend Sections 106, 210, 754, 757, 1831, 1832, 1833, 1834, 1836, 2001, 2002, 2004, and 2005 of, to add Sections 1832.1, 1832.5, and 2001.5 to, and to repeal Section 1837 of the Revenue and Taxation Code, relating to the equalization and assessment of property for tax and fund allocation purposes, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 13, 1957, after "amend", strike out "Sections 106, 210, 754, 757, 1831, 1832, 1833,"; and strike out lines 2 and 3, and insert "Section 210 of".

Amendment No. 2

In line 4 of the title, strike out "equalization,"; strike out lines 5, 6, and 7, and insert "exemption from taxation of the property of a householder."

Amendment No. 3

On page 1, line 1, strike out "1831", and insert "210".

Amendment No. 4

On page 1, strike out lines 3 to 23, inclusive; strike out all of pages 2, 3, 4, 5, 6 and 7; and on page 8, strike out lines 1 to 14, inclusive.

Amendment No. 5

On page 8, strike out lines 20 to 34, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

ADJOURNMENT

At 5.52 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, April 16, 1957.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-SEVENTH LEGISLATIVE DAY

SIXTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, April 16, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

Come down among us, O Lord, as we assemble here for another session of our State Senate. Be Thou among us who call upon Thee in humble prayer this day. Be pleased to guide us in mutual understanding and harmony. Watch over us so that safeguarded by Thee, we may give ourselves with zeal to the work before us. Show us, O Lord, the way and lead us onward. Forgive us any lack of courage as well as our half-heartedness in the work before us. O God, Who givest strength to the weary and might to the weak, may we always recognize the great things Thou hast done for us. May we labor unceasingly for Thy glory and the future happiness of our citizens. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Teale, on motion of Senator Farr, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Frederick A. Veitch, and Patricia, Betsy, Margie and Fred, Jr., all of Riverside.

On request of Senators Ed. C. Johnson and Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously

extended to Mrs. Richard Clemison and Judith Clemison from Marysville and Mrs. J. Paul Steele and John Steele from Salinas.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Emma Coy Alcala of Eureka.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rodney Ellsworth of Alhambra, Mr. and Mrs. John Erwin of Beverly Hills, Ralph Van Gogh of Alhambra, Frederick H. Ward of LaCanada, and Mr. and Mrs. E. R. Davis and Dennis and Adreas Doris, all of San Marino.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Hazel Fiske of Fillmore.

On request of Senator Cunningham, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ted Carpenter of San Bernardino.

On request of Senator Ed. C. Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Donald Bull and Mrs. Ed. C. Johnson, both of Marysville.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to principal Mr. Raymond Safreno, teachers Mr. Neal Casey, Mrs. Rose Davis, Mr. Hyman Gross, Mrs. Edith Batson, Mrs. Dorothy Rawlings, Mrs. Dorothy Young, parent Mrs. Eva Strickland, and the following students from Riverbank Junior High School, Riverbank: Wayne Brigman, Shirley Burrows, Bobby Ellis, Danny Galloway, Tommy Gaylor, Clyde Hatton, Bruce Hooper, Larry Howard, Earnie Knight, Danny Miller, Jessie Renfro, Lillie Turnbull, Margaret Welch, Gene Wyrick, Barbara Abel, Mike Alcala, Peggy Ayers, Arthur Bessae, Patricia Boone, Adrina Bordona, Ronald Carter, Carolyn Coon, Larry Edmonds, Joan Genova, Frank Guinta, Billy Harless, Daniel Hinchman, Rita Hines, Geraldine Ivers, Brian Kelley, Monica McCarthy, Ray Neal, Charles Pacheco, Charlotte Presteridge, Joyce Reynolds, Olivia Rios, Brenda Swindell, Karen Sisson, Jerri Sisney, Virginia Smith, Melody Spencer, Joann Swinberg, Sharon Shepard, Glen Wild, Truman Wright, Anita Acosta, Kathy Barnhill, Lonnie Breshears, Lloyd Briscoe, Kenneth Brown, Rosie Cables, Steven Fahlenkamp, Ledon Foster, Ann Fraley, Karen Fuerst, Janet Huff, Charles Johnson, Patricia Johnstone, Norma Kelley, John Kerr, Thomas Marrs, Shirley Morris, Ella Moyle, Shirley New, Tony Santillan, Donna Shafer, Sharon Smith, Esther Staley, David Steed, Barbara Steele, Richard Strickland, Carol Uptegraph, Della Williams, Anne Blackwood, Dorothy Blunt, Jesse Brown, Allan Chapin, Douglas Conway, Paul Cox, Alice Crowe, Roy Davis, Stella Davis, Vesta Davis, Bonnie DeClue, Evelyn Freitas, Vivian Hyatt, Darriel Johnson, Jackie Johnson, Edward Lewis, Mary Miller, Delores Penrose, Albert Perez, Jerry Piehler, Barbara Poe, Barbara Reeves, James Renfro, Robert Roberts, William Roberts, Lloyd Sanders, Margaret Smith, Leroy Snow, Clifford South, Richard Stephens, Lenore Webb, Douglas Wheeler, Alpha Arnold, Mary Benitez, Phyllis Calton, Shirley Collins, Martha Davis, Donna Donalson, Janice Duval, Peggy Glen, Ray Gray, Donnie Green, Mary Green, Juanita Hall, Kenneth Hendricks, Jeri Holstead, Lila Jones, Jeffrey Maloy, Mercy Manriquez, Janie Mayfield,

Wendall Metcalf, Martha Moss, Marilyn Moyle, Faye Neal, Ralph Pacheco, Melody Penrose, Jeanetta Reece, Alice Rodriguez, Martha Sexton, Luella Thomas, Mark Williams, Charles Young, and Margaret Roberts.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Carol Fast, Joyce Olsen, Carolyn Simmons, Darla Aalta, all of Reedley, and Shirley Shields and Carol Jordan of Orange Cove.

On request of Senators Beard and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Barbara Rosini of Chatsworth and Barbara Nougier of Canoga Park.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Genevra Davis, Gladys Lucas, Grace B. Rosenthal, all of Los Angeles; John T. Schiavenza of Oakland, Jordan Cronin of Concord, and Lewis Panerio of Berkeley.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Nelson, Mrs. Butcher, Mrs. Fend, and the following Brownies from Troop No. 384, Eldridge and Shaffer Park Schools, Alameda County: Nancy Bonham, Jenny Bratcher, Sharon Griffiths, Carol Fend, Linda Home, Jan Joseph, Susan Kiel, Suzann Kurtz, Karen McKee, Cheri Nelson, Jo Ann Perkins, Laura Rodrigues, Sylvia Sivil, Pamela Cassel, Mike Nelson, and Sam Bratcher.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Verne Crane and Bill and Bob Crane of Susanville.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Pauline Kunde, Mrs. Jean Ashby, and the following students from Eldridge Elementary School, Hayward: Julie Cook, Melody Kunde, Bonnie Fromm, Judy Holiday, Janice Justino, Jean Ashby, Jene Perry, and Cathy McNamara.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the La Verne Chapel Choir, Los Angeles County: Darrell Ford, Doris Hopwood, Duane Harmon, Roberta Hyde, Don Kindell, Bill Scott, Fred Michael, Verne Stern, Jackie Stern, Allen Garber, Mr. Douglas McEwen, director, and Ruth Leningen, secretary.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of Troop 27, San Lorenzo: Carlye Emmons, Patty Monahan, Susan Eddy, Patty Scott, Sammy Kaye Maney, Cynthia Thompson, Linda Foster, Linda Crawford, Janet Sellers, Johanna Blaich, Barbara Burton, Kevin Kelly, Beth Bartel, Shirley Wood, Christine Campbell, and Judy Andrae.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Leaders Mrs. Bernice Hockaday, Mrs. Meredith Whisman, and the following Girl Scouts from Troop 90, San Mateo: Nancy Hockaday, Carolyn Whisman, Diane Harrold, Patty Wise, Mary Ellen Timberlake, Mary Cassinelli, Karen Brearley, Sandy Post, and Rebecca Tribrikat.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Leonard Hummel of El Segundo.

On request of Senator Sutton, the privilege of the floor of the Senate Chamber for this day was unanimously extended to former Senator John Moran of Corning, Tehama County, and Lee Gaither of Los Molinos, Tehama County.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and girls from Brownie Troop No. 291, Colonial Acres, Alameda County: *adults*—Mrs. Forest Testerman, Mrs. Glen Westover, Mrs. Carl King, Mrs. Frank Tedder, and Miss Karlay King; *Brownies*—Linda Bashaw, Dori Blankenship, Linda Huntington, Daeonne King, Judy Leger, Claudia Lindner, Sandra Tedder, Shelia Testerman, Nancy Scott, Kristine Jasven, Brenda Ronk, Ina Zimmerman, Diane Westover, Martha Lowe, and Faye Westover.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Paul Steele and son John, of Salinas.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Alex Troffey, Mrs. Paul Bishop, Mrs. Julian Imig, Mrs. Elmer Nagy and the following girls from O-DA-KI-NAH Camp Fire Group, Springhill School, Lafayette and Montecito School, Lafayette: Lorraine Berger, Carole Lee Bishop, Holly Cooper, Joan Giesbrecht, Jean Marie Greene, Marjorie Hewitt, Susan Imig, Dianne La Field, Marea Mortensen, Nancy Nagy, Carolyn Shideler, Sheryl Slominski, Margaret Troffey, and Judy Lientz.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. L. Wagoner, Mrs. E. Kenyon, Mrs. F. Green, and the following Campfire Girls from John Swett School, Oakland: Bari Brenner, Judy Ellis, Joan Fenton, Gayneth Gilmore, Donna Goeppert, Pamela Kenyon, Judith Mitchell, Patricia Timm, Pamela Wagoner, Rosemary Reitz, Linda Green, and Judy Wilhite; and Alan Kenyon and Jimmy Wagoner.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Atwater Park Baptist Church, Los Angeles: Reverend Paul E. Howard, Mrs. Paul E. Howard, Master Stevie Howard, Master Curran Howard, Mrs. Newton Meeks, Master Danny Meeks, Mr. Gilbert M. Philo, Miss Barbara Hindman, Miss Barbara Meeks, Miss Pat Gentry, Mr. James Birch, Miss Geri Filbeck, Miss Jean Woodson, and Mr. Bud Small.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. A. E. Montgomery, Jr., of Merced.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Bob Kiskadden of Downey.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members and leaders from Troop 124, Stockton: Leta Ginter, Janet Valentine, Sharon Fields, Laurel Ginter, Sandra Donohoe, Lorna McClary, Edguina Lansdale, Cecelia Johnson, Sharon Rutan, Terry Rutan, Geraldine Steward, Linda Morgenstern, Sharon Leman, Judy Shatto, Margie Richards, Kay King, Pat Johnson, Margaret Martin, Pat Wheeler, Ellen Gonsales, Pat Hermanse, Lloyd Ginter, Mrs. Ginter, Mr. Ginter, Lowell Ginter, Loren Ginter, Mrs. Fields, Mr. Fields, Mr. Shatto, and Janet Shatto.

On request of Senator Abshire, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Philip Guidotti of Guerneville, A. R. Sitton of Monte Rio, E. J. Guidotti of Guerneville, and John E. Gaffney of Santa Rosa.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members and leaders from Boy Scout Troop No. 180, Martinez, Contra Costa County: John Giles, Rene Lomeli, John Ludden, Toney Wilcockson, Charles Langley, Scott Harbaugh, Joey Hardcastle, Jame Tutt, James Huffman, David Whalen, Eddie Kirby, Bill Parker, Danny Corrazza, Jimmy Tucker, Dick Lombardi, Buddy Harmon, James Wille, Carol Franz, John Sedar, Danny Sedar, Larry Johnson, Frank Gorsche, Barbara Katzemayer, Mrs. Edna Corrazza, and Nick Katzemayer.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lamp, Principal, and the following students from M. D. Silva Intermediate School, Newark, Alameda County: David Hartz, Gary Hawthorne, Roy Jensen, Carey Jackson, Eugene Jackson, Donald Knowles, Francis LeSage, Richard Lumley, James McClendon, Bruce McCartney, Robert McCord, Ken McCort, John Mortensen, Tom McClara, Robert Moore, Duane Montgomery, Anthony Oliveira, Emanuel Ponte, Wayne Pierce, Frank Ruano, Craig Rice, Walter Schnyder, Jerry Sweno, David Seifert, Mike Souza, Ronal Scott, Barbara Lane, Judith Lloyd, Shannon Lynch, Carol Sue Laswell, Judy Mayo, Poleda Martin, Barbara Mays, Roberta McCormick, Joanne Mooney, Carmalina Manzitto, Janet McDermott, Myrna Meneze, Mary Naud, Jean Olivencia, Ruth Ann Olivencia, Jeannette Perry, Shirley Pickering, Marjie Pryor, Carean Potts, Joan Powers, Judith Robertson, Irene Ruano, Linda Reif, Nancy Silva, Rona Souza, Georgette Silva, Suzanne Smith, Barbara Silver, Boyd Adams, John Bernardi, Raymond Bowman, Gene Brown, Guin Boggs, Mike Brannon, Bob Brewer, Herman Boggs, Edwin Brake, Chesteen Brown, Eugene Campbell, Richard Cardoza, James Caldwell, Joe Carnes, Richard DeWoody, Billy Davidson, Richard DeKnoop, Dale Etchinson, Dean Elbert, Leonard Ferreira, Angel Figueroa, Doyle Geer, Edward Gibson, Floyd Goines, Dale Hadley, Russell Haig, Carol Arreola, Carolyn Augusto, Brenda Adamson, Marilyn Armstrong, Kathy Arnold, Diane Avila, Beverly Bento, Shirley Borges, Patsy Bailey, Rozanne Burroughs, Shirley Bernardo, JoAnn Basurto, Geraldine Carpenter, Lydia Carrasco, Judy Cline, Anita Corchero, Margie Dominguez, Linda Dabney, Glenelle Evans, Donna Ferreira, Charlene Forrest, Elizabeth Garcia, Eleanor Gallegos, Donna Garrett, Susan Gail Gorsuch, Gerald Taylor, Ken Truitt, John Tumath, Ronnie Urbano, Kenneth Vargus,

Billy Walker, Steve Walker, Bill Whitmer, David Wood, April Stagg, Janice Sudbury, Claudette Torbett, Susan Taylor, Patricia Tong, Hope Urrutia, Alice Vasquez, Judy Winter, Bonnie Watkins, Judy Webber, Kathy Kramer, Theresa Avila, Peggy Barks, Leona Bohannon, and Darlene Brake.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Krueger, Mr. K. W. Baldrige, and the following students from Modesto Junior College: June Munz, Arlene Sutton, O. V. Brawley, Robert K. Evans, Rose Evans, Guy Munsinger, Ethyl Myers, Sue Campbell, Kenneth Kenyon, Gertrude Bynum, Billy Webb, Jane Johnson, Lloyd Collins, Justin Webb, and Delma Baldrige.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Barbara Casey, Jack Benson, and Bob Colter, all of Brawley.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and scouts from Alhambra Local Council of Girl Scouts:

Adults—Estelle Woolverton, director; Sally Rieley, Dorothy Mohr, Frances Tatti, and Charles Foster, bus driver; *girls*—Mary Lou Antista, Judy Baumann, Judy Bell, Carol Born, Lynne Bouse, Donna Lee Cadman, Donna Coberly, Susan Ellis, Vicki Johnson, Linda Millstein, Elaine Mishkin, Nancy Lou Mitts, Judy Mosen, Carol Nelson, Stephanie Slater, and Linda Jeanne Westling.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lorenzo Buckley of Oakland.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. H. Dave Fink and Capt. Cyrus M. Tucker, both of Newport Beach.

On request of Senator Kraft, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Paul Richie and Mrs. Emily Morse, both of San Diego.

CALL OF THE SENATE

Senator John F. McCarthy moved a call of the Senate.

Motion carried.

Time, 3.10 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 16, 1957

*To the Honorable Members of the Senate
State of California
Sacramento, California*

GREETINGS: I am returning herewith, without my signature, Senate Bill No. 264, entitled: "An act to add Section 668.1 to the Elections Code, relating to elections."

My objections to this bill are as follows:

This bill relates to the giving of notice by the county clerk or registrar of voters to the county central committees of the appointments to the precinct election boards. It would place an undue burden on the county clerks and registrars of voters in requiring them to give such notice of substitute appointments to these boards

between the date of the publication of the original appointments and the day of the election. In view of this, the author has requested that I veto the bill and he will make the change needed in this regard in another bill.

Accordingly, I am returning this bill to the house in which it originated without my signature and with this statement of my objections thereto.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

Senate Bill No. 264 ordered placed on the Unfinished Business File.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No 2029

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, April 16, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 293

Assembly Bill No. 352

Assembly Bill No. 593

Assembly Bill No. 599

Assembly Bill No. 725

Assembly Bill No. 775

Assembly Bill No. 985

Assembly Bill No. 1523

Assembly Bill No. 1632

Assembly Bill No. 1727

Assembly Bill No. 1863

Assembly Bill No. 2200

Assembly Bill No. 2526

Assembly Bill No. 2823

Assembly Bill No. 2920

Assembly Bill No. 3005

Assembly Bill No. 3218

Assembly Bill No. 3373

Assembly Bill No. 3374

Assembly Bill No. 3375

Assembly Bill No. 3377

Assembly Bill No. 3486

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 293—An act to amend Sections 1452, 1505, and 1506 of the Elections Code, relating to measures on the ballot.

Referred to Committee on Elections.

Assembly Bill No. 352—An act to amend Sections 12175, 12176, 12177, 12179, 12181, 12182, 12183, 12184, 12186, 12187, 12188, and 12189 of, to repeal Sections 12178 and 12180 of, and to add Sections 12180, 12187.1 and 12187.2 to, the Health and Safety Code, relating to the storage of explosives.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 593—An act to amend Sections 2184 and 2185 of the Civil Code, relating to the obligation of common carriers to provide vehicles and seats.

Referred to Committee on Public Utilities.

Assembly Bill No. 599—An act to add Section 270.5 to the Labor Code and to amend Section 272 of the Labor Code, relating to security for payment of wages.

Referred to Committee on Labor.

Assembly Bill No. 725—An act to amend Section 1449 of the Penal Code, relating to pronouncement of judgments in inferior courts.

Referred to Committee on Judiciary.

Assembly Bill No. 775—An act to add Section 8406.5 to the Education Code, relating to kindergartens and the counting of attendance therein.

Referred to Committee on Education.

Assembly Bill No. 985—An act to amend Section 21802 of, and to add Sections 21800.1, 21800.2, 21800.3, 21800.4, 21825.1, 21854 to, the Water Code, relating to the recall of irrigation district officers.

Referred to Committee on Local Government.

Assembly Bill No. 1523—An act to add Section 69892.1 to the Government Code, relating to an executive officer of the superior court in a county with a population of over 2,000,000.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1632—An act to amend Section 3041 of the Elections Code, relating to independent nominations.

Referred to Committee on Elections.

Assembly Bill No. 1727—An act to add Sections 13207 and 20400 to the Education Code, relating to the rights of public school and state college employees to form representative organizations.

Referred to Committee on Local Government.

Assembly Bill No. 1863—An act to amend Section 479 of the Vehicle Code, relating to pedestrian crosswalks near schools.

Referred to Committee on Transportation.

Assembly Bill No. 2200—An act to amend Sections 560 and 562 of the Vehicle Code, relating to pedestrians.

Referred to Committee on Transportation.

Assembly Bill No. 2526—An act to repeal Section 3346 of, and to add Section 3346, to the Civil Code, relating to wrongful injuries to or removal of timber, trees, or underwood upon the land of another.

Referred to Committee on Judiciary.

Assembly Bill No. 2823—An act to amend Section 541 of the Agricultural Code, relating to dairy farms.

Referred to Committee on Agriculture.

Assembly Bill No. 2920—An act to add Chapter 4 (commencing at Section 3700) to Division 3 of the Public Resources Code, relating to oil and gas liens.

Referred to Committee on Judiciary.

Assembly Bill No. 3005—An act to amend Section 43620 of, and to add Section 43610.1 to the Government Code, relating to city bonds.

Referred to Committee on Local Government.

Assembly Bill No. 3218—An act to amend Section 559 of, and to add Section 631.5 to, the Agricultural Code, relating to the manufacture and sale of semifrozen milk drinks.

Referred to Committee on Agriculture.

Assembly Bill No. 3373—An act to amend Section 24354.9 of the Health and Safety Code, relating to air pollution.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 3374—An act to amend Section 24370.2 of the Health and Safety Code, relating to air pollution.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 3375—An act to amend Section 24352.5 of the Health and Safety Code, relating to air pollution.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 3377—An act to amend Section 673.5 of the Vehicle Code, relating to air pollution.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 3486—An act to amend Section 2894 of the Elections Code, relating to the filling of vacancies arising from the death or disqualification of persons nominated at the direct primary.

Referred to Committee on Elections.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 16, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 125

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 125—Relative to Independence Day of the Republic of Mexico.

Resolution ordered placed on file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 15, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 139

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 139—Approving amendment to the charter of the City of San Mateo, a municipal corporation in the County of San Mateo, State of California, voted for and ratified by the qualified electors of said city at a regular municipal election held therein on the second day of April, 1957.

Resolution ordered placed on file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 16, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 134

Assembly Concurrent Resolution No. 140

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK E. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 134—Relative to the expansion program of the Kaiser Steel Corporation.

Resolution ordered placed on file.

Assembly Concurrent Resolution No. 140—Approving six certain amendments to the charter of the City of Los Angeles, a municipal corporation, in the County of Los Angeles, State of California, voted for and ratified by the electors of said city at a general municipal election held therein on the second day of April, 1957.

Resolution ordered placed on file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 192	Senate Bill No. 1681
Senate Bill No. 193	Senate Bill No. 1703
Senate Bill No. 194	Senate Bill No. 2009
Senate Bill No. 203	Senate Bill No. 2025
Senate Bill No. 205	Senate Bill No. 2096
Senate Bill No. 752	Senate Bill No. 2097
Senate Bill No. 1206	Senate Bill No. 2320
Senate Bill No. 1207	Senate Bill No. 2330
Senate Bill No. 1553	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 284
Senate Bill No. 965
Senate Bill No. 1997

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 274	Senate Bill No. 1202
Senate Bill No. 673	Senate Bill No. 2227

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 647
Senate Bill No. 2652

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1582

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2226

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2157

Senate Bill No. 654

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Labor

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Labor, to which was referred:

Assembly Bill No. 727

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 7; committee vote: Ayes 4; absent 3.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Labor, to which were referred:

Senate Bill No. 1140

Senate Bill No. 1043

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 7; committee vote: Ayes 5; absent 2.

MONTGOMERY, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which were referred:

Senate Bill No. 569

Senate Bill No. 1191

Senate Bill No. 1190

Assembly Bill No. 1382

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 7; committee vote: Ayes 5; absent 2.

DORSEY, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 20

Assembly Bill No. 2112

Assembly Bill No. 1480

Assembly Bill No. 2114

Assembly Bill No. 2109

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 13; committee vote: Ayes 11; absent 2.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Assembly Bill No. 1525

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 13; committee vote: Ayes 11; absent 2.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:
Senate Bill No. 1580 Assembly Bill No. 3605
Assembly Bill No. 1484 Senate Concurrent Resolution No. 64

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 13; committee vote: Ayes 10; absent 3.

COLLIER, Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Senate Bill No. 360

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 13; committee vote: Ayes 11; noes 1; absent 1.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Assembly Bill No. 840

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 13; committee vote: Ayes 8; absent 5.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:
Assembly Bill No. 1133 Assembly Bill No. 1138
Assembly Bill No. 1135 Assembly Bill No. 1614

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 13; committee vote: Ayes 12; absent 1.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Senate Bill No. 1173

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 13; committee vote: Ayes 7; noes 3; absent 3.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Assembly Bill No. 1619

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 13; committee vote: Ayes 10; noes 2; absent 1.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 336

Senate Bill No. 457

Assembly Bill No. 1761

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 13; committee vote: Ayes 12; absent 1.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 403

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass.

Committee membership 13; committee vote: Ayes 10; absent 3.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 181

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 13; committee vote: Ayes 12; absent 1.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Assembly Bill No. 2210

Assembly Bill No. 3575

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 13; committee vote: Ayes 12; absent 1.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 2305

Assembly Bill No. 3173

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 13; committee vote: Ayes 11; noes 1; absent 1.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 436

Assembly Bill No. 989

Senate Bill No. 1122

Assembly Bill No. 2513

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 13; committee vote: Ayes 10; absent 3.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 699

Senate Bill No. 2522

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 13; committee vote: Ayes 11; absent 2.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 2324

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 13; committee vote: Ayes 9; absent 4.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 1528

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 13; committee vote: Ayes 9; absent 4.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which were referred:

Assembly Bill No. 1746

Assembly Bill No. 1738

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 7; committee vote: Ayes 5; absent 2.

DORSEY, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: Your Committee on Local Government, to which were referred:

Senate Bill No. 347

Senate Bill No. 1935

Senate Bill No. 397

Senate Bill No. 2089

Senate Bill No. 1123

Assembly Bill No. 501

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 9; committee vote: Ayes 8; absent 1.

GIBSON, Chairman

Above reported bills ordered to second reading.

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 1960

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

Committee membership 13; committee vote: Ayes 11; absent 2.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 424

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 13; committee vote: Ayes 9; noes 2; absent 2.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Assembly Bill No. 398

Assembly Bill No. 472

Assembly Bill No. 2959

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11; committee vote: Ayes 8; absent 3.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1271

Senate Bill No. 1273

Senate Bill No. 1272

Senate Bill No. 2150

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11; committee vote: Ayes 11.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 2566

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11; committee vote: Ayes 9; noes 2.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1622

Senate Bill No. 1620

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

Committee membership 11; committee vote: Ayes 11.

DONNELLY, Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 1006

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 11; committee vote: Ayes 11.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS**Senate Bill No. 1981**—An act to amend Section 7608 of the Public Utilities Code, relating to railroad equipment.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 886—An act to amend Section 506 of the Public Resources Code, relating to the State Park Commission.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1391—An act to amend Sections 2181, 3088 and 3474 of the Welfare and Institutions Code, relating to relatives' responsibility under public assistance programs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 119—An act to amend the title of Division 3 of, and to add Part 3 to Division 3 of, the Water Code, relating to water reservoirs.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 2, lines 4 and 5, of the printed bill, as amended in Senate April 4, 1957, strike out "primarily".

Amendment No. 2

On page 2, line 6, after "participant", insert ", and "reservoir" shall not include distribution canals".

Amendment No. 3

On page 2, line 25, after "use", insert "pursuant to this chapter".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 936—An act to add Section 4052.1 to the Business and Professions Code, relating to pharmacy.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2012—An act to add Section 4047 to the Business and Professions Code, relating to pharmacy.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "sanitarium", and insert "sanatorium".

Amendment No. 2

Amendments 1, 2 and 3 of the second bill, relating to "a governing body" and insert "a governing body" in addition to existing provisions, as follows:

Amendments read and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 488—As yet to second Reading 701 of the Public Finance Code, relating to the prohibition of payment of any business by foreign corporations.

Bill read second time, ordered engrossed, and to third reading.

Assembly Bill No. 473—As yet to second Reading 672 of the Revenue and Taxation Code, relating to sales and use taxes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Taxation:

Amendment No. 1

In page 1, line 21 of the printed bill, strike out "this section (350)", and insert "section 350 (350)".

Amendment No. 2

In page 1, line 21 strike out "this section" and insert "section 350 (350)".

Amendment No. 3

In page 1, line 21 of said bill, strike out "350" and insert "350".

Amendment No. 4

In page 1, line 1 of said bill, strike out "this section (350)", and insert "section 350 (350)".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 4700—As yet to second Reading 1400 of, and to second Reading 1401, 1402 and 1403 of the Health and Safety Code, relating to food inspection.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

In line 10 after "hereinafter" insert "printed and approved to the Senate, and approved".

Amendment read, and adopted.

Bill ordered printed, and considered to 3 o'clock on Agriculture.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 904—As yet to second Reading 201, 202, and 203 of the Welfare and Institutions Code, relating to child supervision.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 904?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and 2004", and insert "2004, and 2009".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 13, insert

"SEC. 3. Section 2009 of said code is amended to read:

2009. [No person receiving aid under the provisions of this chapter shall be deemed a pauper by reason thereof.] That portion of the old age security grant as determined by the rules of the State Social Welfare Board to be necessary to meet the recipient's need for food is intended to help him meet his individual needs and is not paid for the benefit of, or to be construed as income to, any other person. No warrant drawn in payment of the aid given under the provisions of this chapter shall contain any reference to indigency or pauperism."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 904 by the following vote:

AYES—Senators Beard, Breed, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Richards, Sutton, and Thompson—26.

NOES—None.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 3.18 p.m., on motion of Senator John F. McCarthy, further proceedings under the call of the Senate were dispensed with.

RECESS

At 3.19 p.m., on motion of Senator Dilworth, the Senate recessed for the purpose of introducing a distinguished guest.

The President appointed Senators Dilworth and Richards to escort Dr. Robert J. Cox to the rostrum.

Senator Dilworth introduced Dr. Cox, President of Los Angeles Pacific College, who in turn introduced Professor Sheldon Louthan, Director of Choir. The a cappella choir then rendered three beautiful numbers. Members of the choir are: Dean Bacon, Gaylon Claiborne, David Cohagan, James Daily, Robert Marquis, Richard Becker, David Blankenship, Laverne Cook, Orval Heath, David Seyler, Herman Zellmer, Marilee Buck, Ardye Currier, Mary Lou Kinnison, Joy Robertson, Naomi Slocum, Gwendolyn Smith, Gerry Whitecher, Marjorie Wolf, Lorna Currier, Barbara Hensleigh, Lillian Louthan, Annie Shiraishi, Eileen Wilson, Juanita Wollum, and Elaine Woodruff; driver, Kenneth Brown.

REASSEMBLED

At 3.28 p.m., the Senate reconvened.

Hon. Harold J. Powers, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

CALL OF THE SENATE

Senator John F. McCarthy moved a call of the Senate.

Motion carried.

The Secretary announced the absentees.

Time, 3.29 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)

Consideration of Assembly Amendments

Senate Bill No. 1388—An act to amend Sections 114, 1560, 2012, and 2023 of the Welfare and Institutions Code, relating to the administration of public assistance.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 1388?

Amendment No. 1

On page 2, line 23, of the printed bill, strike out "as", and insert "whenever".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 1388 by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, and Thompson—30.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 2332—An act to amend Section 2804 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 2332?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "broaden the provisions of", and insert "amend Section 2804 of the".

Amendment No. 2

In line 2 of the title, strike out "Section 2804(2) to include charter counties", and insert "relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 2332 by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—33.

NOES—None.

Above bill ordered enrolled.

President pro Tempore of the Senate Presiding

At 3.30 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Consideration of Assembly Amendments

Senate Bill No. 968—An act to add Section 17210 to the Revenue and Taxation Code, relating to deduction for political contributions.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 968?

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, as amended in Senate March 25, 1957, strike out “, except a corporation.”.

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 968 by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, and Thompson—31.

NOES—None.

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 664 be passed on file and retain its place on file.

Motion carried.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 850—An act to amend Section 24502 of the Public Utilities Code, to constitute Chapters 1 to 11, inclusive (commencing with Section 24501), of Division 10 of the Public Utilities Code, Part 1 of that division, to add a heading for that part, to add Part 2 (commencing with Section 28500) to said division, to repeal Chapter 1239 of the Statutes of 1949, except Sections 37.5 and 39 thereof, relating to the San Francisco Bay Area Rapid Transit District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Delwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Motion to Retain Place on File

Senator Gibson moved that Senate Constitutional Amendment No. 33 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Christensen moved that Senate Bill No. 965 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 1667 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Desmond moved that Senate Bill No. 461 be passed on file and retain its place on file.

Motion carried.

President of the Senate Presiding

At 3.51 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Senate Constitutional Amendment No. 25—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 27 to Article VI thereof, relating to judges.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Donnelly, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Thompson, and Williams—28.

NOES—Senators Collier, Dilworth, Dolwig, McBride, and Richards—5.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 1231—An act to add Sections 1901.2, 1920 and 1921 to the Health and Safety Code, relating to dogs and the control of rabies in dogs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Thompson, and Williams—28.

NOES—Senators Berry, Coombs, Cunningham, Desmond, Dolwig, and Sutton—6.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2196—An act to amend Section 154 of the Water Code, relating to the State Water Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2199—An act to amend Section 193 of the Water Code, relating to the State Water Rights Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2652—An act to amend Sections 8550, 8556, and 15298 of the Health and Safety Code, Sections 27366, 27371, and 27372 of the Government Code, Sections 8769 and 11628 of the Business and Professions Code, Sections 560 and 703 of the Code of Civil Procedure, and Sections 2924b, 2939, and 2940 of the Civil Code, relating to re-ordination of instruments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—Senator Christensen—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2157—An act to amend Sections 10629 and 10631 of the Health and Safety Code, relating to records of vital statistics.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 in the title of the printed bill, as amended in Senate April 15, 1957, strike out "10629 and 10631", and insert "10581 and 10582".

Amendment No. 2

On page 1, between lines 20 and 21, insert

"Sec. 2. Section 10582 of said code is amended to read:".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2330—An act to add Section 460 to the Health and Safety Code, relating to X-ray photographs and case records.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 654—An act to add Chapter 8 (commencing with Section 25625) to Division 20 of the Health and Safety Code, relating to the protection of the health and safety of the people of the State of California from the production and utilization of atomic energy and effects thereof, and creating the Radiation Safety Commission.

Bill read third time.

Senate Bill No. 2097—An act to add Section 1116.1 to the Health and Safety Code, relating to prescriptions for narcotics.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1202—An act to amend Sections 8569 and 8570 of the Business and Professions Code, relating to structural pest control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 284—An act to amend Section 9540.3 of, and to add Section 9595.1 to, the Business and Professions Code, relating to dry cleaners.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Short, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary Jack W. Bybee at the Desk

Senate Bill No. 1553—An act to amend Sections 6746, 6775, and 6799 of the Business and Professions Code, relating to the practice of engineering.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Cobey, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1681—An act to amend Sections 6152 and 6154 of the Business and Professions Code, relating to the solicitations of damage claims.

Bill read third time.

Motion to Amend

Senator Christensen moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate April 8, 1957, strike out "hospital", and insert "hospitals".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2320—An act to amend Section 1262 of the Military and Veterans Code, relating to property acquired for veterans' purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1703—An act to amend Section 8 of Chapter 29 of the Statutes of 1946 (First Extraordinary Session), relating to the availability of moneys appropriated for the acquisition of housing facilities for veterans and families of servicemen.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1997—An act to amend Sections 4227, 4228, and 4230 of the Agricultural Code, relating to the marketing of fluid milk, fluid cream, and fluid skim milk.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 205—An act to amend Section 620 of the Agricultural Code, relating to cheese.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Grunsky, Hollister,

Ed C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 203—An act to add Section 65.15 to the Agricultural Code, relating to county agricultural commissioners.

Bill read third time.

The bill was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Thompson, and Williams—28.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 752—An act to amend Section 1286 of the Agricultural Code, relating to cooperative agreements.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—32.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 673—An act to amend Section 2934a of the Civil Code, relating to substitution of trustee under trust deed.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Thompson, and Williams—30.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 192—An act to amend Sections 17048 and 17181 of the Revenue and Taxation Code, relating to the personal income tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—35.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 193—An act to amend Section 18151 of the Revenue and Taxation Code, relating to the personal income tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, and Sutton—29.

NOES—Senators Dilworth, Murdy, and Thompson—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 194—An act to amend Sections 17254, 17255, 17256, 17259, and 17261 of the Revenue and Taxation Code, relating to the personal income tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Regan, Richards, Short, Sutton, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 99

Relative to an amendment of the Permanent Rules of the Senate

Resolved by the Senate of the State of California, That Rule 15 of the Permanent Rules of the Senate for the 1957 Regular Session be amended to read:

Quorum of Standing Committees—Vote

15. Each standing committee shall determine (a) its own quorum, and (b) the number of votes necessary to take any action upon any bill, resolution, or other matter referred to it, but at least a majority of all members constituting such committee shall be required to report a bill out of committee.

~~The vote by the number of ayes and noes on each bill reported back on all committee reports shall be noted in such reports and recorded in the Journal.~~

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—34.

NOES—None.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 80—An act to amend Section 6826 of the Public Resources Code, relating to the State Lands Commission, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T.

Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—37.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 393—An act to amend Section 1038 of the Agricultural Code, relating to agricultural mineral sales.

Motion to Re-refer Assembly Bill No. 393

Senator Dorsey moved that Assembly Bill No. 393 be re-referred to Committee on Agriculture.

Motion carried.

Assembly Bill No. 249—An act to repeal Sections 715.1, 770, 774, 775, and 777 and to amend Sections 715.3, 716, 724, and 771 of the Civil Code, relating to future interests in property.

Motion to Refer Bill to Inactive File

Senator Dorsey moved that Assembly Bill No. 249 be placed on the inactive file.

Motion carried.

Assembly Bill No. 1851—An act to amend Section 13842, 14142, 14506, 15204, 15442, 15801, 16101 and 16102 of, and to add Sections 13557 and 15807 to, and Article 2.5 (commencing with Section 16071) to Chapter 8.5, Part 9 of Division 2 of, and to amend and renumber the heading of Chapter 8 (commencing with Section 16051), Part 9, Division 2 of, the Revenue and Taxation Code, relating to inheritance and gift taxes.

Bill read third time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 49, of the printed bill, as amended in Senate April 4, 1957, strike out "A", and insert "The".

Amendment No. 2

On page 3, between lines 4 and 5, insert

"In addition to filing the report, the appraiser may file with the court any deposition, exhibit, other evidence, or other information taken before or submitted to him."

Amendment No. 3

On page 4, line 21, strike out "county", and insert "country".

Amendment No. 4

On page 5, line 48, strike out "or", and insert "nor".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Burns:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 670 of the Vehicle Code, relating to brakes.

Respectfully submitted.

SENATOR HUGH M. BURNS

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 16, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Transportation.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Murdy, Richards, Short, Sutton, Thompson, and Williams—32.
NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 2660: By Senator Burns—An act to amend Section 670 of the Vehicle Code, relating to brakes.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 95: By Senator Burns—Relative to leaves of absence of the Governor, Lieutenant Governor, Secretary of State, Attorney General, Controller, Treasurer, Superintendent of Public Instruction, Members of the Board of Equalization, and the Members of the Senate and Assembly.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 96: By Senators Collier, Burns, and Dolwig—Relative to the creation of the Joint Interim Committee on Oil and Gas Conservation.

Referred to Committee on Rules.

Senate Joint Resolution No. 28: By Senator Brown—Relative to the withdrawal of public lands for defense purposes.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Senator Hollister:

Senate Resolution No. 104

Relative to the leasing of the State's tide and submerged lands for the production of oil and gas

WHEREAS, The Legislature of the State of California, at its 1955 Session, by almost unanimous vote, adopted legislation amending the Public Resources Code

so as to permit the leasing by the State of California of certain submerged land offshore the coast of California for the development of oil and gas; and

WHEREAS, The Legislature, in so adopting said legislation, determined that it was for the best interest of the State of California and its citizens that said submerged land be so leased; and

WHEREAS, The development of offshore oil fields is essential to the national defense of the United States, the economic life of the State of California, and the welfare of its citizens; and

WHEREAS, At its 1957 Session, the Legislature enacted Assembly Concurrent Resolution No. 33, requesting the State Lands Commission not to offer the State's tide and submerged lands for oil and gas leases and not to grant any such leases until the Legislature could study pending proposals to revise the law governing the subject; and

WHEREAS, Sufficient time has now elapsed for that purpose, and further delay in proceeding with the leasing of the State's tide and submerged lands as contemplated and authorized by the existing law will result in losses of substantial revenues to the State; now, therefore, be it

Resolved by the Senate of the State of California, That the State Lands Commission is hereby requested to proceed with the leasing of the State's tide and submerged lands for the production of oil and gas pursuant to the existing law; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit copies of this resolution to the members of the State Lands Commission and to its executive officer.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which were referred:

Senate Bill No. 1002

Assembly Bill No. 397

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 1002

Senator Sutton moved that Senate Bill No. 1002 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1002—An act to amend Section 1352.1 of the Labor Code, relating to working hours of women employed in executive, administrative or professional capacity.

Bill read second time.

Motion to Amend

Senator Sutton moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Senate April 10, 1957, strike out "except if the employer furnishes"; strike out lines 13, 14, and 15, and insert "; or".

Amendment No. 2

On page 1, line 19, strike out the period, and insert "; or".

Amendment No. 3

On page 1, after line 19, insert
 "(c) The employee is the manager of a motel of 40 units or less, or of an apartment building of 30 units or less, is provided with living quarters with utilities,

and receives a salary of less than three hundred fifty dollars (\$350) per month."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

MOTION TO AMEND ASSEMBLY BILL NO. 397

Senator Montgomery moved that Assembly Bill No. 397 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 397—An act to amend Section 3212 of the Labor Code, relating to workmen's compensation.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 1 of the title of the printed bill, strike out "Section 3212", and insert Sections 3212 and 3212.5".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2, after line 23, of the printed bill, insert

"SECTION 2. Section 3212.5 of the Labor Code is hereby amended to read:

3212.5. In the case of a member of a police department of a city or municipality, or a member of the State Highway Patrol, when any such member is employed under civil service upon a regular, full-time salary, and in the case of a sheriff or deputy sheriff employed upon a regular, full-time salary, the term "injury" as used in this division includes heart trouble and pneumonia which develops or manifests itself during a period while such member, sheriff, or deputy sheriff is in the service of the police department, or the State Highway Patrol, or the sheriff's office, as the case may be. The compensation which is awarded for such heart trouble or pneumonia shall include full hospital, surgical, medical treatment, disability indemnity, and death benefits as provided by the provisions of this division.

Such heart trouble or pneumonia so developing or manifesting itself shall be presumed to arise out of and in the course of the employment; provided, however, that the member of the police department or State Highway Patrol or the sheriff or deputy sheriff shall have served five years or more in such capacity before the presumption shall arise as to the compensability of heart trouble so developing or manifesting itself. *In the case where an employee has served less than 10 years as such law enforcement employee, the [This] presumption is disputable and may be controverted by other evidence, but unless so controverted, the commission is bound to find in accordance with it.*"

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which referred:

Senate Bill No. 581

Senate Bill No. 1549

Senate Bill No. 1995

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 581

Senator Breed moved that Senate Bill No. 581 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 581—An act to add Sections 4462, 4463, 4464 and 4465 to the Health and Safety Code, relating to public fishing in publicly owned domestic water supply reservoirs.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendment:

Amendment No. 1

On page 2, of the printed bill, after line 21, insert

"Sec. 5. Section 4466 is added to said code, to read:

4466. The public agency shall cause a copy of such rules and regulations to be posted upon the area opened to public fishing and other recreational uses, and it shall cause the rules and regulations to be published at least once in a newspaper of general circulation published in the county in which such reservoir is in whole or in part situated, if there be such a newspaper, otherwise in a newspaper of general circulation published within the area of such public agency. Such posting and publication shall be sufficient notice to all persons. The affidavit of the secretary, clerk or corresponding officer of the public agency that such rules and regulations have been so posted and published is prima facie evidence thereof. A copy of the rules and regulations, attested by the secretary, clerk or corresponding officer of the public agency shall be prima facie evidence that the rules and regulations have been made by the public agency as provided by law.

SEC. 5. Section 4467 is added to said code, to read:

4467. Any violation of any such rule or regulation lawfully made by the public agency is a misdemeanor. Any judge of a justice court within any judicial district within which such reservoir lies in whole or in part, or any municipal court within such district, shall have jurisdiction of all prosecutions for violations of any such rules and regulations adopted by the public agency."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

MOTION TO AMEND SENATE BILL NO. 1549

Senator Gibson moved that Senate Bill No. 1549 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1549—An act to amend Section 8710 of the Water Code, relating to flood control.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 4, 1957, strike out "amend Section 8710 of", and insert "add Section 8710.1 to".

Amendment No. 2

On page 1, strike out lines 1 to 16, inclusive, and insert

"SECTION 1. Section 8710.1 is added to the Water Code, to read:

§710.1 The provisions of Section 8710 shall not apply to any work of interior irrigation or drainage upon reclaimed land, which work is not actually on, through, or adjoining any flood control works under the jurisdiction of the board."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

MOTION TO AMEND SENATE BILL NO. 1995

Senator Cobey moved that Senate Bill No. 1995 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1995—An act relating to the planning, financing, construction and operation of the facilities of the San Luis Project which may be used jointly by the State and the United States, and making an appropriation therefor, and declaring the urgency thereof to take effect immediately.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 8, 1957, after "act", insert "to add Chapter 4.5 (commencing at Sec. 11510) to Part 3 of Division 6 of the Water Code,".

Amendment No. 2

On page 1, line 1, strike out "In", and insert "Chapter 4.5 (commencing at Sec. 11510) is added to Part 3 of Division 6 of the Water Code to read:

CHAPTER 4.5. COOPERATION RELATIVE TO SAN LUIS PROJECT

11510. In".

Amendment No. 3

On page 1, line 3, strike out "State's", and insert "State".

Amendment No. 4

On page 1, line 5, after "the", insert "First Session of the".

Amendment No. 5

On page 1, line 8, after "Counties", insert "as described in the report of the Department of the Interior dated December 17, 1956, entitled "San Luis Unit, Central Valley Project", and including a dam and reservoir on the San Luis Creek in Merced County (hereinafter referred to as the San Luis Unit)".

Amendment No. 6

On page 1, line 11, after "Project", insert "and the San Luis Unit".

Amendment No. 7

On page 1, line 12, after "States", insert "(hereafter referred to as joint-use facilities)".

Amendment No. 8

On page 1, line 13, strike out "SEC. 2.", and insert "11511."

Amendment No. 9

On page 1, line 15, strike out "may", and insert "shall".

Amendment No. 10

On page 1, line 19, after "permit", insert "either or both".

Amendment No. 11

On page 2, line 1, strike out "and/".

Amendment No. 12

On page 2, strike out lines 17 and 18, and insert "with the operation of the San Luis Unit."

Amendment No. 13

On page 2, strike out lines 22 and 23, and insert "tures of the joint-use facilities and any other".

Amendment No. 14

On page 2, line 28, strike out "unit", and insert "Unit".

Amendment No. 15

On page 2, line 29, strike out "unit", and insert "Unit".

Amendment No. 16

On page 2, line 32, strike out "unit", and insert "Unit".

Amendment No. 17

On page 2, strike out lines 36 and 37; and in line 38, strike out "the State", and insert "which it then owns and which are required for joint-use facilities".

Amendment No. 18

On page 2, line 40, strike out "San Luis unit", and insert "joint-use facilities".

Amendment No. 19

On page 2, line 43, strike out "San Luis unit", and insert "joint-use facilities".

Amendment No. 20

On page 2, strike out lines 45 to 47, inclusive, and insert "capacities in the joint-use facilities as shall be required to carry out the purposes of the San Luis Unit. Such unre-".

Amendment No. 21

On page 2, line 52, strike out "jointly", and insert "joint-".

Amendment No. 22

On page 3, line 1, strike out "used", and insert "use".

Amendment No. 23

On page 3, line 1, strike out "unit", and insert "Unit".

Amendment No. 24

On page 3, line 4, strike out "works of the San Luis unit"; and strike out line 5, and insert "joint-use facilities and any facilities of the San Luis Unit at".

Amendment No. 25

On page 3, line 13, strike out "unit", and insert "Unit".

Amendment No. 26

On page 3, line 30, strike out "SEC. 3.", and insert "11512."

Amendment No. 27

On page 3, line 33, strike out "San Luis Project", and insert "joint-use facilities".

Amendment No. 28

On page 3, line 36, strike out "SEC. 4.", and insert "11513."

Amendment No. 29

On page 3, line 41, strike out "San Luis Project"; and strike out line 42, and insert "joint-use facilities;"

Amendment No. 30

On page 3, line 45, strike out "joint use", and insert "joint-use".

Amendment No. 31

On page 3, after line 52, insert "11514. Nothing in this chapter shall be construed as limiting the powers vested in the Department of Water Resources under this part."

Amendment No. 32

On page 4, line 1, strike out "SEC. 5.", and insert "SEC. 2."

Amendment No. 33

On page 4, line 5, strike out "SEC. 6.", and insert "SEC. 3."

Amendment No. 34

On page 4, line 18, strike out "joint use San Luis Project", and insert "the San Luis Project and the San Luis Unit".

Amendment No. 35

On page 4, line 21, strike out "San Luis".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 1170

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 1170

Senator Collier moved that Senate Bill No. 1170 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1170—An act to amend Section 2107.5 of the Streets and Highways Code, relating to engineering expenses for city streets. Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, before "allocation", insert "annual".

Amendment No. 2

On page 1, line 6, after "Fund", insert "during the month of July of each fiscal year".

Amendment No. 3

On page 2, line 2, after "that", insert "which exists on July 1st, of each fiscal year as".

Amendment No. 4

On page 2, strike out lines 13 to 20, inclusive, and insert "of annexation proceedings. Any city incorporated after July 1st, of any fiscal year shall receive the full annual allocation prescribed in this section, such allocation to be made during the month succeeding the filing or certification of the incorporation by the Secretary of State.

Except as provided in this section, all other provisions of Sections 194 to 202, inclusive, shall be applicable to the expenditure of the amount transferred to the State Highway Fund pursuant to this section."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 34

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 34

Senator Dorsey moved Senate Bill No. 34 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 34—An act to amend Sections 389 and 442 of, and to add Section 389.5 to, the Code of Civil Procedure, relating to parties to civil actions.

Bill read second time.

Motion to Amend

Senator Dorsey moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 7, of the printed bill, after "parties", insert "or would seriously prejudice any party before the court".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 2183

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 2183

Senator Dolwig moved that Senate Bill No. 2183 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2183—An act to add Section 2715 to the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "2715" and insert "728.5".

Amendment No. 2

On page 1, line 1, strike out "2715", and insert "728.5".

Amendment No. 3

On page 1, strike out lines 3 to 5, inclusive, and insert

"728.5. For the purposes of establishing rates for public utilities, the commission shall not disallow or disregard any contract or other transaction between a public utility subject to the jurisdiction of the commission and one or more of its directors or officers, or between such public utility and any other corporation, firm, or association in which one or more of directors or officers of the public utility is financially interested, or between such public utility and any other individual, corporation, firm, or association having a financial interest in such public utility, if the requirements of Section 820 of the Corporations Code are met, and all charges, fees, or rates paid or to be paid by the public utility pursuant to such a contract or transaction shall be presumed to be reasonable.

If the requirements of Section 820 of the Corporations Code are not met, the commission may, for the purposes of establishing rates for the affected public utility, disallow only that portion of the charges, fees, or rates paid or to be paid by the public utility pursuant to such contract or transaction which the commission determines to be excessive."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 1203

Senate Bill No. 285

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 1203

Senator Gibson moved that Senate Bill No. 1203 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1203—An act to add Section 7113.1 to the Business and Professions Code, relating to contractors.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "any work", and insert "each contract".

Amendment No. 2

On page 1, lines 9 and 10, strike out "covered by a labor, material and performance bond", and insert "separately covered by a bond or bonds conditioned on performance of the contract and the payment of labor and material required by such contract".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 285

Senator Gibson moved that Senate Bill No. 285 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 285—An act to amend Section 9727 of, and to add Sections 9626.5, 9727.1, and 9727.2 to, the Business and Professions Code, relating to the Cemetery Act.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "No person"; and strike out lines 7 to 9, inclusive.

Amendment No. 2

On page 2, lines 13 and 14, strike out "made to a charge of a felony or any offense involving moral turpitude".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 75

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 75

Senator Abshire moved that Senate Bill No. 75 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 75—An act to amend Section 830 of the Agricultural Code, relating to fruits, nuts, and vegetables.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 830 of", and insert "add Section 809.5 to".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 809.5 is added to the Agricultural Code, to read:

809.5. Notwithstanding any provision of this chapter, walnuts which fail to comply with the size, quality, or marking requirements of this chapter may be transported to an adjoining state from the orchard or field where they were produced, or from a packing plant which does not have proper or adequate facilities for processing, grading, packing, or reconditioning such walnuts, when transported under a permit issued pursuant to this section, which permit shall be attached to each load or lot so transported. The permit shall be issued by the commissioner of the county from which the walnuts are to be transported when such commissioner has satisfactory verification by a like officer of the state of destination that the walnuts are to be transported to a purchaser for processing, grading, packing, or reconditioning on the premises of the purchaser. Such verification shall include a statement that such official will report to the commissioner who issued the permit as to the processing, grading, packing, or reconditioning use to which the walnuts transported under the permit were actually put by the purchaser thereof."

Amendment No. 3

On page 1, strike out lines 2 to 32, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Labor**

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred: Senate Bill No. 1779

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 1779

Senator Regan moved that Senate Bill No. 1779 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1779—An act to amend Section 3212 of the Labor Code, relating to workmen's compensation and insurance.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

In line 12 of the printed bill, after "time", insert "or part time."

In line 27, after "time", insert "or part time".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

ADJOURNMENT

At 5.40 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, April 17, 1957.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-EIGHTH LEGISLATIVE DAY

SIXTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, April 17, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

In Thy unceasing, loving kindness, we beseech Thee, O God, to look down upon us and our State Senators and all who assist them in the work of directing, guiding and formulating the laws for Thy people. Be Thou, O Lord, their guide and direct them from on High towards that which is virtuous and noble. Preserve them, we pray, from error and corruption. Grant that their deliberations may produce innumerable blessings unto our State. Assist them to discharge their tasks with honesty and ability. Keep them throughout this day, always in Thy Presence. We implore Thy grace, Thy mercy, for them and for all for whom they labor as Thy constituted representatives. Come, therefore, into their hearts this day, O Lord, and set the brightness of Thy light upon them so that their works and words may ever be pleasing unto Thee. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Berry, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Elizabeth Dickson and daughter, Launa, of Citrus Heights.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Dorothy Tiedemann, Mrs. Bernice Copeland, Mrs. Hazel Herrod, Mr. and Mrs. C. Stewart Griswold, and the following Rainbow Girls from Glendale: Marilyn Roellick, Virginia Farrar, Evelyn Lobek, Delores Stone, Jolynne Bush, Linda Lauten, Carolyn Lobek, Sherrill Johnson, Sandy Rouse, Judy Gray, Frances Woody, Robin Lumsden, Joyce Kohler, Marilyn Tiedemann, Sharon Lightfoot, Marion Learned, Emily Blaikie, Mary Dowson, Priscilla Taylor, Joyce Copeland, Sharon Gillum, and Sylvia Evans.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Tooley, Mrs. Johnson, Mrs. Anderson, Mrs. Poole, Mrs. Paynter, Mrs. Morgan, Mrs. Hayhurst, and the following Blue Birds from Peter Burnett School: Sharon Kling, Cindy Tooley, Sharon Anderson, Susan Hayhurst, Donda Johnson, Karon Mitchell, Carol Rodgers, Cecilia Camalig, Cherie Dittmer, Kay Ann Morgan, Lebi Paynter, Donna Poole, and Susan Rowe.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. G. Rollins and the following students from Clarksburg Elementary School, Yolo County: Karen Beesley, Glen Berry, Joe Borges, Gary Cook, George Guillen, Ruben Guillen, June Hahimoto, Hope Ann Heringer, Jim Heringer, Karen Heringer, Catherine Herlihy, Paul Hewitt, Bonnie Hinsdale, Nancy Iwanaga, Pamela Kay, Alan King, Michael Lawlor, Pat Luna, Kie Matsuda, Gary Monice, Victoria Mendoza, John Mora, Jane Nishida, Keith Nordeste, Edward Nunez, Don Sailor, Arthur Salazar, Julian Salazar, Clayton Silva, and Sherry Vierra.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Leonard G. Hummel of El Segundo, John A. Bryant of Arcadia, Mr. and Mrs. Raymond Bradstreet of San Marino, Gerald H. Meaker of Long Beach, Miss Pat Bill of San Pedro, and Bob Waldron of Wilmington.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following chaperones and Rainbow Girls from Salinas: Liz Meibergen, Ann Church, Susan Cassady, Linda Irvine, Penny Reid, Karen Struve, Jeanine Stone, Joan Erickson, Janet Kirby, Joanne Jaenicke, Ellouise Gard, Rose Marie Clamper, Mary Pat McKeon, Laura McKeon, Sandra Hughes, Sally Brun, Tani Rose, Callie McHenry, Sandra Schmit, Sandra Armstrong, Diane Stone, Leslie Gottlieb, Susan Beazell, and Joan Shifely; *chaperones*: Mrs. Don Hultz, Mrs. Herb Jaenicke, Mrs. Helen McHenry, Mrs. Robert Reid, and Mrs. Lawrence Struve.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ray C. Wright, Mrs. Harold Crew, Mrs. Francis Robert, and the following Campfire Girls from KA-WA-NE Campfire Group of Broadmoor-Washington School, San Leandro, Alameda County: Barbara Borello, Judith Crew, Kathleen Dennis, Karen Kuck, Marilyn Maillet, Barbara Manning, Joyce Mello, Lyla Nelson, Arlene Pinoe, Jane Roberts, Cathye Ronald, Carole Self, Christine Wills, Marsha Wright, Sharon Van Dyke, and Lynda Hoover.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jack Long and Terry Long of Oakland.

On request of Senator Cunningham, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Burger and the following Rainbow Girls from Rialto: Karen Randell, Sandra Burgan, Judy Horsington, Linda Rawlinson, Barbara Wilson, Donna Klesper, Virginia Stewart, Margaret Stewart, Susie Robohn, Jena Wilson, Barbara Burger, Arlene Svobda, Ellen Myers, Linda Herriot, Rosie Smith, Barbara Jo Hydinger, Joan Burgan, Debbie Boeye, Joanne Miller, Alva Lou Robohn, and Barbara Weller.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to W. Kenneth Boehmhart, Mrs. Jacklyn Bort, Mrs. Evelyn Rogers, and the following students from Garfield Junior High School, Berkeley: Robert Barker, Ronald Bell, Samuel Bort, Robert Bramwell, Jerry Bryan, Laurel Buckwalter, Dorothy Jean Burdette, Georgia Carlson, Lawrence Carter, Michael Chilton, Dennis Clark, Daniel Cohn, Julie Corbett, Nancy DeVight, Bruce Duncan, David Elkins, Robert Fisher, Ken Fishler, Bennett Friedman, Karen Hanly, Susan Harrington, Sady Hayashida, Nanette Hayes, George Hongell, David Hussey, Gordon Jacoby, Lee Johnson, Ruth Kuznets, Cynthia Kohler, Diana Lamb, Ivan Lee, Mary Lorang, Roxanne Mankin, Sandra Mautz, Joyce McFadgen, Mary Ellen Meriam, Thomas Meyer, Tom Palley, Carl Petrof, Barbara Price, Ross Quan, Patricia Reed, Bruce Rogers, David Schooley, Nancy Sherriffs, Gregory Small, Suzanne Smith, Tim Sweet, Susan Thatcher, Susan von Rohr, Nancy Warner, Richard Watson, Mary Weatherholt, Gail Weissman, Douglas Hugh Williams, Kent Williams, Katherine Wuertele, Robert Zitzewitz, Kathy Barnes, and Linda Long.

On request of Senator Abshire, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Carmen Flores of Geyserville, Miss Louise Simpson of Cloverdale, Miss Janet Alves of Healdsburg, Miss Rebecca Schoenthal of Sebastopol, Miss Mary Hennes of Petaluma, Miss Donna Nichols of Santa Rosa, Miss Rosemary Langs of Santa Rosa, Miss Alison Scott of Sonoma, Mrs. David Davini of Cloverdale, and Mrs. J. Lowell Oliver of Sonoma.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Girl Scouts from Troop 44 of Hagginwood Area, Sacramento County: Clyanne Briggs, Patty Edelman, Maureen Higginson, Jackie Holland, Sharon Holland, Karen Jones, Dianne McKissick, Sharon Thompson, Patty Waff, Ruth Briggs, Martha McKissick, Burwell Briggs, and Jackie Briggs.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Maureen Shea and Miss Lorraine Furay of San Francisco.

On request of Senator Cunningham, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Anita Matthews, Sinifred Humberd, Helen Hines, and the following Rainbow Girls from Colton, San Bernardino County: Nancy Young, Nancy Sharp, Carol Livingston, Margaret Riggs, Deanne Coleman, Gleanor Gordon, Pat Taylor, Pat Sharp, Betsy Christensen, Nancy Galloway,

Marilyn Fleener, Denise Fedigan, Joy Wolfe, Gayle Powel, Shirley Austin, Ellen Sandlin, Jinnie Elmore, and Carolin Hart.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Jane Rogers, Mrs. Lee Scott, Mrs. Midge Knight, Mrs. Ione Ruth, Mrs. Dorothy Bunch, and the following Rainbow Girls from Paramount, Los Angeles County: Pat Bunch, Coral Wood, Carmae Felton, Lorris Warne, Beverly Ruth, Barbara Bjerre, Kay Knight, Carolyn Smith, Linda Black, Della Mae Jones, Shirley Butler, Harriet Moore, Robin Miser, Gayle Herron, Ina Meness, Charlene Truman, Jeanie Rogers, Lynda Brehm, Francille Haakala, Sandra Pollock, Sharon Pollock, Lois Kelly, Darlene Bill, Iffany Irvine, Shirley Anderson, and Barbara Snyder.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following sponsors and Rainbow Girls from Bell High School, Bell, Los Angeles County: Bobbie White, Carolyn McClellan, Elaine Crichton, Julie Neubauer, Carol Copland, Agnes Boonstra, Cathy Meister, Linda Duncan, Barbara Pleasant, Judy Holiday, Suzie McCain, Beverly Rees, Joanne Stong, Julie Sample, Carol Davis, Beverly Davis, Judy Dutton, Yvonne Johnson, Kathy Ganowsky, Vicky Williams, Sue Holbrook, Janilee McKabney, Martha Krueger, Judy Stankley, Paula Prewitt, Margo Meyer, Joan Pritchard, Sandra White, Patricia Bishop, Carol Leamy, and Linda Stroop; *sponsors*—Lorraine White, Edna Williams, Louise Rees, Ruth Strong, Ruth Hubbell, and Lydia LeCain.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Eugene Bishok of Palo Alto.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Edward A. Goggin of Oakland.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Richard Payne of Vallejo.

On request of Senators Cunningham and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Grant Holcomb, III, and Donald F. Gutridge, both of Los Angeles County.

On request of Senator Busch, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. John Gilchrist of Mill Valley.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Linda Carlson, Kay Johnson, Peggy Teague, Carol Waters, Hazel Diedrichsen, Pat Teague, and Sandra Lewis, all of Arroyo Grande.

On request of Senators Robert L. McCarthy and Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Mary Gillooly of San Francisco.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Elaine Monson, Caroline Treanor, Shirley Fink, Shirley Franklin, and Kay Flemons, all of San Luis Obispo.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Edward A. Goggin and Barry and Nancy Goggin of Oakland.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Edward E. Elliott of Los Angeles and Mary Templeton of Oakland.

On request of Senators Harold T. Johnson and Cunningham, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Senator and Mrs. Van Antwerp of Alabama.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to teachers William L. Pierce and Robert Fuchigami, and the following students from Pala School, San Jose, Santa Clara County: Linda Bentley, Joe Candelaria, Lee Roy Crane, Sharon Daugherty, Eloy Dominguez, Ronnie Enos, Shirley Fletcher, Nancy Hollingsworth, Chris Hunt, Leslie Joseph, Sharon Kendall, Darlene King, Frank Ladueca, Judy Moyer, Carol Nakano, Manuel Ortiz, Janice Perry, Ross Reager, Norma Rice, Socorro Sanchez, Jack Silva, Larry Waters, and Bill Zontos.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Justice Oliver J. Carter of the United States District Court for Northern District of California and Superior Court Judge Melvin I. Cronin of San Francisco.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles C. Brisco of Santa Ana.

On request of Senators Hollister and McBride, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charles Storke and Charles Storke, Jr., of Santa Barbara.

MESSAGE FROM THE ASSEMBLY

ASSEMBLY, CALIFORNIA LEGISLATURE
ARTHUR A. OHNIMUS, CHIEF CLERK

April 17, 1957

*Hon. J. A. Beek, Secretary of the Senate
State Capitol, Sacramento 14, California*

DEAR MR. BEEK: The Assembly has instructed me to request the Senate to return Assembly Bills Nos. 1579, 1969, and 2970 to this house for further consideration.

Sincerely yours,

ARTHUR A. OHNIMUS, Chief Clerk

MOTION TO RETURN ASSEMBLY BILLS

Senator Cunningham moved that Assembly Bills Nos. 1579, 1969, and 2970 be returned to the Assembly for further consideration pursuant to their request.

Motion carried.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 251
Assembly Bill No. 1265

Assembly Bill No. 2424
Assembly Bill No. 3103

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, April 17, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 71
Senate Bill No. 200
Senate Bill No. 282
Senate Bill No. 498
Senate Bill No. 499
Senate Bill No. 503

Senate Bill No. 505
Senate Bill No. 737
Senate Bill No. 739
Senate Bill No. 754
Senate Bill No. 865
Senate Bill No. 1490

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 899
Senate Bill No. 1715
Senate Bill No. 1929

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, April 17, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 268
Assembly Bill No. 277
Assembly Bill No. 430
Assembly Bill No. 522
Assembly Bill No. 780
Assembly Bill No. 785
Assembly Bill No. 862
Assembly Bill No. 877
Assembly Bill No. 939
Assembly Bill No. 984
Assembly Bill No. 1210
Assembly Bill No. 1354
Assembly Bill No. 2222
Assembly Bill No. 2575
Assembly Bill No. 2674

Assembly Bill No. 2675
Assembly Bill No. 2685
Assembly Bill No. 2759
Assembly Bill No. 2764
Assembly Bill No. 2804
Assembly Bill No. 2814
Assembly Bill No. 3035
Assembly Bill No. 3494
Assembly Bill No. 3497
Assembly Bill No. 3586
Assembly Bill No. 3702
Assembly Bill No. 3969
Assembly Bill No. 3972
Assembly Bill No. 4123.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 268—An act to add Section 4555.1 to the Labor Code, relating to attorney's fees.

Referred to Committee on Judiciary.

Assembly Bill No. 277—An act to add Section 687.5 to the Elections Code, relating to election procedure.

Referred to Committee on Elections.

Assembly Bill No. 430—An act to add Section 25921 to the Government Code, relating to the authority of boards of supervisors to sell or exchange products of an arboretum.

Referred to Committee on Local Government.

Assembly Bill No. 522—An act to add Section 7362.1 to the Business and Professions Code, relating to permanent waivers.

Referred to Committee on Business and Professions.

Assembly Bill No. 780—An act to amend Section 1777.5 of the Labor Code, relating to public works.

Referred to Committee on Labor.

Assembly Bill No. 785—An act to amend Section 2025.4 of the Education Code, relating to schools and colleges under the jurisdiction of the Department of Education, and making an appropriation.

Referred to Committee on Education.

Assembly Bill No. 862—An act to add Article 5, comprising Section 18071, to Chapter 1, Division 9 of the Education Code, and to amend Section 1306 of said code, relating to delegation of the power of contract by governing boards of school districts.

Referred to Committee on Local Government.

Assembly Bill No. 877—An act to amend the heading of Article 7 of Chapter 2 of Part 1 of Division 5 of, and to add Section 3365 to, the Welfare and Institutions Code, relating to materials and supplies manufactured by the California Industries for the Blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 939—An act to amend Section 750.2 of the Agricultural code, relating to the California Dairy Industry Advisory Board.

Referred to Committee on Agriculture.

Assembly Bill No. 984—An act to amend Section 2733.5 of the Business and Professions Code, relating to temporary permit for nurses.

Referred to Committee on Business and Professions.

Assembly Bill No. 1210—An act to amend Sections 73392 and 73393 of, and to add Section 73393.1 to, the Government Code, relating to the municipal court for Alviso and San Jose.

Referred to Committee on Local Government.

Assembly Bill No. 1354—An act to amend Section 10401 of the Government Code, relating to the Commission on Uniform State Laws.

Referred to Committee on Rules.

Assembly Bill No. 2222—An act to amend Section 454 of the Vehicle Code, relating to authorized emergency vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 2575—An act to amend Section 273d of the Penal Code, relating to wilful infliction of corporal injury on wife or child.

Referred to Committee on Judiciary.

Assembly Bill No. 2674—An act to add Section 26003 to the Water Code, relating to assessments in irrigation districts.

Referred to Committee on Water Resources.

Assembly Bill No. 2675—An act to amend Sections 25978, 26075 and 26076 of the Water Code, relating to assessments in irrigation districts.

Referred to Committee on Water Resources.

Assembly Bill No. 2685—An act to amend Section 731 of the Vehicle Code, relating to causing violations of the Vehicle Code.

Referred to Committee on Transportation.

Assembly Bill No. 2759—An act to amend Section 456 of the Code of Civil Procedure, relating to pleading of judgments and determinations.

Referred to Committee on Judiciary.

Assembly Bill No. 2764—An act to amend Section 679.05 of the Vehicle Code, relating to vehicle loading requirements.

Referred to Committee on Transportation.

Assembly Bill No. 2804—An act to amend Section 38792 of the Government Code, relating to dog license fees.

Referred to Committee on Local Government.

Assembly Bill No. 2814—An act to add Section 637.3 to the Vehicle Code, relating to turning signals on vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 3035—An act to amend Section 1532 of the Probate Code, relating to sales by guardians.

Referred to Committee on Judiciary.

Assembly Bill No. 3494—An act to add Section 69744.5 to the Government Code, relating to the superior court.

Referred to Committee on Judiciary.

Assembly Bill No. 3497—An act to repeal Section 400 of the Code of Civil Procedure, relating to proceedings in civil actions.

Referred to Committee on Judiciary.

Assembly Bill No. 3586—An act to amend Section 22505 of the Water Code, relating to irrigation districts.

Referred to Committee on Water Resources.

Assembly Bill No. 3702—An act to amend Section 3296 of the Health and Safety Code, relating to state institutions.

Referred to Committee on Institutions.

Assembly Bill No. 3969—An act to add Section 37114 to the Government Code, relating to the correction of deeds of real property.

Referred to Committee on Judiciary.

Assembly Bill No. 3972—An act to add Section 24256 to the Government Code, relating to county seats.

Referred to Committee on Local Government.

Assembly Bill No. 4123—An act to amend Section 1850 and to add Section 1851.5 to the Labor Code, relating to the employment of aliens on public works.

Referred to Committee on Labor.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 17, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Constitutional Amendment No. 72

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Constitutional Amendment No. 72—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 19 of Article IV thereof, relating to Members of the Legislature.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 119

Senate Bill No. 2012

Senate Concurrent Resolution No. 64

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1834

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 23—Relative to memorializing Congress to enact legislation to provide for utilization of commercial marine terminal facilities by the United States;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the seventeenth day of April, 1957, at 2 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1681

Senate Bill No. 2157

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 337—An act to add Sections 197.8 and 2122 to the Streets and Highways Code, relating to city streets and county highways;

Senate Bill No. 379—An act to repeal Sections 112, 114, 252.6, 252.7, 301, 375, 376, 377, 401, 451.5, 453, 455, 478, 486, 505, 506, 507, 508, 509, 28477, and 28714, and Article 7 (Sections 410-414, inclusive) of Chapter 2 of Part 1 of Division 1;

Article 3 (Sections 491-493 inclusive) of Chapter 1 of Part 2 of Division 1; Chapter 4 (Sections 800-811, inclusive) of Part 2 of Division 1; Chapters 1 (Sections 1700-1703, inclusive) and 6 (Sections 2500-2603, inclusive) of Division 3; Division 4 (Sections 3099-3342, inclusive), Division 16 (Sections 21000-21409, inclusive), and Chapter 3 (Sections 24380-24385, inclusive) of Division 20, of the Health and Safety Code; to amend and renumber Sections 116, 204, 212, 302, 303, and 304 of said code; to amend Sections 211, 300, 374, 400, 450, 500, 502, 1602, 1603, 1605, 1622, 3701, 3702, 3801, 3901, 3954, 4001, 4002, 25003, 26235, 26366.5, 26472, 26541, 26542, 26586.5, 28224, and 28295, and the title of Article 3, Chapter 2, Part 1, Division 1, and the title of Article 5, Chapter 2, Part 1, Division 1, and the title of Division 3, of said code; to add Article 7 (Section 410) to Chapter 2, Part 1, Division 1, Chapter 6 (Sections 1685 and 1686) to Division 2, Division 4 (Sections 3000-3355, inclusive), to said code, relating to the preservation of the public health and safety, including the health and safety of persons, the custody and disposition of dead bodies, the safety and protection of property, and matters incidental thereto. (*Prepared pursuant to Senate Resolution No. 101, General Session of 1955, to revise and consolidate the public health statutes.*)

Senate Bill No. 434—An act to amend Sections 137.3 and 137.5 of the Civil Code, relating to attorneys' fees in civil actions;

Senate Bill No. 435—An act to amend Section 841 of the Probate Code, relating to the notice to be given for an order to lease real property;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventeenth day of April, 1957, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 17, 1957.

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 438—An act to amend Section 1200.1 of the Probate Code, relating to administration of estates;

Senate Bill No. 440—An act to amend Section 859 of the Penal Code, relating to the assignment of counsel to defend indigent persons accused of crime;

Senate Bill No. 779—An act to amend Section 607.6 of the Vehicle Code, relating to vehicular crossings;

Senate Bill No. 1459—An act to amend Section 21189 of the Water Code, relating to officers and employees of irrigation districts;

Senate Bill No. 1473—An act to amend Section 1080 of the Agricultural Code, relating to pesticides;

Senate Bill No. 1804—An act to amend Sections 304 and 305 of the Vehicle Code, relating to revocation of driving privileges;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventeenth day of April, 1957, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 886

Senate Bill No. 936

Senate Bill No. 1981

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Elections

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Elections, to which were referred:

Assembly Bill No. 30

Assembly Bill No. 416

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 7; committee vote: Ayes 6; absent 1.

DILWORTH, Chairman

Above reported bills ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:
Senate Bill No. 933

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Judiciary.

Committee membership 7; committee vote: Ayes 7.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 988

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 11; committee vote: Ayes 9; absent 2.

DESMOND, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 37

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Local Government.

Committee membership 11; committee vote: Ayes 9; absent 2.

DESMOND, Chairman

Above reported bill re-referred to Committee on Local Government.

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 516

Assembly Bill No. 1576

Assembly Bill No. 1013

Assembly Bill No. 1922

Assembly Bill No. 1067

Assembly Bill No. 2015

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11.

DESMOND, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Concurrent Resolution No. 70

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 11.

DESMOND, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 299
Senate Bill No. 987
Senate Bill No. 1613

Senate Bill No. 1624
Senate Bill No. 1677
Senate Bill No. 2177

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 11.

DESMOND, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 478
Senate Bill No. 999

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 11; committee vote: Ayes 8; absent 3.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: Your Committee on Local Government, to which were referred:

Senate Bill No. 2142
Assembly Bill No. 542

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 9.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 704
Senate Bill No. 2350
Assembly Bill No. 616

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 11.

ED. C. JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Assembly Bill No. 125
Assembly Bill No. 3081

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11.

ED. C. JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 2313

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 11.

ED. C. JOHNSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 426

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 11.

ED. C. JOHNSON, Chairman

Above reported bill ordered to second reading.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time, 3.10 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

Senate Bill No. 264—An act to add Section 668.1 to the Elections Code, relating to elections.

Consideration of Governor's Veto

Governor's message stating his objections read previously.

The question being: Shall Senate Bill No. 264 become a law notwithstanding the objections of the Governor?

The roll was called, and the Senate sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Senators Abshire, Beard, Breed, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Harold T. Johnson, McBride, John F. McCarthy, Montgomery, Richards, Short, Sutton, Teale, and Thompson—26.

SECOND READING OF SENATE BILLS

Senate Bill No. 1140—An act to amend Section 1944 of the Labor Code, relating to the employment of aliens.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in Senate March 26, 1957, strike out "of", and insert "in".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1043—An act to amend Section 1952 of the Unemployment Insurance code, relating to the record of hearings respecting unemployment insurance matters.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 569—An act to amend Section 1523 of the Welfare and Institutions Code, relating to the location and prosecution of parents of abandoned children.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1190—An act to amend Section 1752.8 of, and to repeal Section 1014 of, the Welfare and Institutions Code, relating to deposit of investment of funds of inmates of Youth Authority facilities.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1191—An act to amend Section 165 of the Welfare and Institutions Code, relating to deposit or investment of funds of inmates.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 20—An act to add Section 152 to the Streets and Highways Code, relating to city street and county road deficiencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1580—An act to amend Sections 1160, 1162, 1169, 1170, 1171, 1172, 1173, 1175, 1178, 1179, and 1194 of the Streets and Highways Code, relating to county road divisions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 360—An act to amend Section 156 of the Vehicle Code, relating to license plates.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1 of the printed bill, strike out line 5, and insert "the owner two suitable license plates or devices for a".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1173—An act to amend Section 136 of the Vehicle Code, relating to authority of director, deputy director, registrar, deputy registrar and investigators.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 23, of the printed bill, after "sions 3", strike out ", 4, 5".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 336—An act to amend Section 2010 of the Streets and Highways Code, relating to inspection of county highways.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 2, lines 8 and 9, of the printed bill, as amended in Senate April 4, 1957, strike out "three hundred dollars (\$300)", and insert "six hundred dollars (\$600)".

Amendment No. 2

On page 2, lines 21 and 22, strike out "mileage traveled.", and insert "the first 250 miles traveled, without filing a report of the specific inspection tours requiring such mileage. For mileage traveled in excess of 250 miles, each supervisor shall be paid ten cents (\$0.10) for each mile traveled up to 250 miles or twenty-five dollars (\$25) for a total not to exceed 500 miles or fifty dollars (\$50). The supervisor claiming such additional mileage shall file a report of the inspection tour or tours requiring such travel."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 457—An act to add Section 92.5 to the Streets and Highways Code, relating to state highways.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 4, of the printed bill, after "highways," insert "within metropolitan areas".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 403—An act to amend Section 206.5 of the Civil Code, relating to the obligation of a child to support his parents.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 205 and".

Amendment No. 2

In line 2 of the title, strike out "a child to".

Amendment No. 3

In line 2 of the title, strike out "his parents".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, strike out line 1, and insert

"SECTION 1. Section 205 of the Civil Code is amended to read:

205. If a parent chargeable with the support of a child dies, leaving it chargeable to the county, or leaving it confined in a state institution to be cared for in whole or

in part at the expense of the State, and such parent leaves [leaving] an estate sufficient for its support, the supervisors of the county or the director of the state department having jurisdiction over the institution involved, as the case may be, may claim provision for its support from the parent's estate by civil action, and for this purpose may have the same remedies as any creditors against that estate, and against the heirs, devisees, and next of kin of the parent. This section shall not apply to any child confined in a state institution, where the parents of the child are not required by law to pay for or reimburse the State for the costs of care and support of the child while so confined."

Sec. 2. Section 206.5 of said code is amended to".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 181—An act to amend Sections 27281, 27320, 27331, 27364, 27367, 27375, and 27382 of, and to repeal Section 27380.5 of, the Government Code, relating to recordation of documents.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 13, of the printed bill, after "accepted", insert "by order of the
----- on -----",
(Legislative body) (Date)

Amendment No. 2

On page 1, line 19, strike out "may", and insert "shall".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2305—An act to amend Section 1190.1 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 436—An act to amend Section 1989 of the Code of Civil Procedure, relating to the distance a witness may be required to attend.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1122—An act to amend Section 1329 of the Penal Code, Sections 68093, 68094, 68095 and 68096 of the Government Code, Section 108.5 of the Business and Professions Code, and Section 12975.5 of the Insurance Code, relating to witness fees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 699—An act to amend Section 1755.5 of the Welfare and Institutions Code, relating to the Youth Authority, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2522—An act to amend Section 1154 of the Civil Code, relating to gifts to minors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2324—An act to amend Sections 537.5 and 559 of the Code of Civil Procedure, relating to attachment.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 18 and 19, of the printed bill, strike out "immediately", and insert "forthwith".

Amendment No. 2

On page 1, line 22, strike out "20", and insert "30".

Amendment No. 3

On page 2, line 2, after "issued," insert "except that if cash has been deposited with such levying officer in lieu of an undertaking as permitted by Section 540 of this code, such cash shall be retained in such levying officer's trust fund,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1528—An act to add Section 678.1 to the Vehicle Code, relating to snow tires.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation.

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "Vehicles which have", and insert "Any passenger car or pickup truck without a trailer attached which has".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 347—An act to amend Section 28133 of the Government Code, relating to compensation for public service in counties of the thirty-third class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government.

Amendment No. 1

On page 1, line 6, of the printed bill, after "auditor," insert "seven thousand five hundred dollars (\$7,500)".

Amendment No. 2

On page 1, line 7, strike out "_____ dollars (\$_____)"

Amendment No. 3

On page 1, line 8, after "attorney," insert "ten thousand five hundred dollars (\$10,500)".

Amendment No. 4

On page 1, line 9, strike out "_____ dollars (\$_____)"

Amendment No. 5

On page 1, line 10, after "supervisor," insert "four thousand dollars (\$4,000)".

Amendment No. 6

On page 1, line 11, strike out "dollars (\$_____)"

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 397—An act to amend Section 35305 of the Government Code, relating to the annexation of territory to cities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 3 and 4 of the printed bill, strike out "Petition: Contents: Number of Signatures: Resolution of Proposed Annexation."

Amendment No. 2

On page 1, line 15, after "city" and before the period, insert "; and which has made written request therefor".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1123—An act to amend Section 432 of the Education Code, relating to the superintendent of schools of a county of the thirty-second class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "_____ (\$_____)", and insert "ten thousand five hundred dollars (\$10,500)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1935—An act to amend Section 28132 of the Government Code, relating to compensation for public service in counties of the thirty-second class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "_____ dollars (\$_____)", and insert "nine thousand two hundred dollars (\$9,200)".

Amendment No. 2

On page 1, line 8, strike out "eleven thousand dollars (\$11,000)", and insert "twelve thousand dollars (\$12,000)".

Amendment No. 3

On page 1, lines 12 and 13, strike out "four thousand two hundred dollars (\$4,200)", and insert "six thousand dollars (\$6,000)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2039—An act to amend Sections 73642, 73952, and 74742 of the Government Code, relating to municipal courts in the South Bay Judicial District and in the districts embracing the Township of El Cajon and the Township of Oceanside.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "73952, and 74742", and insert "73643, 73644, 73645, 73648, 73650, 73950, 73952, 73953, 73954, 73955, 73957, 73958, 74742, 74743, 74744, 74745, and 74748".

Amendment No. 2

On page 1, line 4, strike out the blank, and insert "15, Step B,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, between lines 4 and 5, insert

"SEC. 2. Section 73643 of said code is amended to read:

73643. The clerk may appoint:

(a) One [senior] *chief* deputy clerk who shall receive a monthly salary as provided in Schedule No. [4] *11, Step B*, of Section 73649.

(b) [Four] One deputy [clerks, each of whom] *clerk IV*, who shall receive a monthly salary as provided in Schedule No. [3] *10* of Section 73649.

(c) [Two junior] *Three* deputy clerks *III*, each of whom shall receive a monthly salary as provided in Schedule No. [1] *6* of Section 73649.

(d) *Two* deputy clerks *II*, each of whom shall receive a monthly salary as provided in Schedule No. 3 of Section 73649.

(e) *Two* deputy clerks *I*, each of whom shall receive a monthly salary as provided in Schedule No. 1 of Section 73649.

SEC. 3. Section 73644 of said code is amended to read:

73644. There shall be one marshal, who shall receive a monthly salary as provided in Schedule No. [5] *15, Step B*, of Section 73649.

SEC. 4. Section 73645 of said code is amended to read:

73645. The marshal may appoint:

(a) [Three] *Four* deputy marshals *II*, each of whom shall receive a monthly salary as provided in Schedule No. [4] *9* of Section 73649.

(b) [One general clerk, who] *Three* deputy marshals *I*, each of whom shall receive a monthly salary as provided in Schedule No. [2] *5* of Section 73649.

[c] One deputy clerk, who shall receive a monthly salary as provided in Schedule No. 1 of Section 73649.]

SEC. 5. Section 73648 of said code is amended to read:

73648. (a) [All persons holding positions on the ninety-first day after final adjournment of the 1955 Regular Session of the Legislature shall continue in their respective positions without further examination or qualification and at the added compensation provided in this article, including increments for continuous prior **service in such positions in the court.** Thereafter, any increments earned by additional service in grade shall take effect upon the first day of the month following completion of such required service.]

The clerk or marshal shall, on the effective date of the amendments to this article enacted by the Legislature at the 1957 Regular Session or as soon thereafter as practicable, assign each of his deputies, attaches, or employees to a position prescribed in this article which is comparable in duties to the position held by such deputy, attache, or employee immediately prior to the effective date of such amendments. Each clerk, marshal, deputy, attache, or employee shall receive the added compensation provided in this article, including increments for continuous service in such prior positions in the court. No further examination or qualification shall be required of deputies, attaches, or employees assigned pursuant to this article.

(b) [All officers and attaches appointed to positions in the court shall be entitled to all the benefits of the civil service provisions afforded the classified personnel in the employ of the County of San Diego. They shall also be entitled to, and subject to, retirement and health service benefits extended to such classified personnel.] *In addition to the compensation provided in this article, the clerk, marshal and attaches of the municipal court shall receive, and they shall be entitled to, the same vacations, sick leaves, leaves of absence and similar privileges and benefits as are now or may hereafter be provided for the employees of the County of San Diego, including the right to participate in any group accident, health or life insurance plan adopted by the board of supervisors of said county. Such privileges and benefits shall be retroactively applied. The judge or a majority of the judges of the municipal court may adopt rules for the conduct of, and personnel privileges to be afforded to, the personnel of their court; or a majesty of all of the*

municipal court judges in the county, convened from time to time by the presiding judge of the municipal court district which embraces the county seat, may adopt uniform rules for such purposes relative to the personnel serving the municipal courts in the county; and for that purpose they may adopt in whole or in part the provisions of any county ordinance applicable to employees of the county, except where the same may be in conflict with any provisions of the State Constitution or laws relating to municipal courts and attaches of such courts. Attaches may be voluntarily transferred from a position in one judicial district to a position in another within the county and promoted or voluntarily demoted from a position in one judicial district to a position in another within the county in substantially the same manner as transfers, demotions and promotions are authorized generally in county departments or between departments of the county.

(c) Notwithstanding the provisions of Section 71183 [of the Government Code], a person appointed by the marshal or clerk from an eligible list certified by the Civil Service Commission of the County of San Diego to fill a temporary position established pursuant to Section 72150 and employed in such temporary position immediately prior to the ninety-first day after the final adjournment of a regular session of the Legislature, may be appointed by such marshal or clerk to a like permanent position in such marshal's office or clerk's office without further examination, qualification or certification on a civil service eligible list; provided, that the number of such positions in such marshal's office or clerk's office has been increased by the last regular session of the Legislature so as to make such temporary position a permanent position.

(d) Where in the clerk's office or marshal's office titles of positions in effect immediately prior to the ninety-first day after the final adjournment of the [1955] 1957 Regular Session of the Legislature are changed, such positions shall be grouped under the titles enumerated in Sections 73642, 73643, 73644 and 73645 [as follows:]

[The position of deputy clerk shall include the former position of junior deputy clerk.]

[The position of junior deputy clerk shall be considered a new position and shall not include any former position.]

[The position of general clerk shall include the former position of stenographer-clerk.]

SEC. 6. Section 73650 of said code is amended to read:

73650. The compensation of the clerk and marshal of the municipal court and their deputies shall be as follows:

Schedule	A	B	[C]
1	\$ [265] 320	\$ [280] 335	[\$295]
2	[280] 335	[310] 355	[340]
3	[325] 355	[340] 375	[360]
4	[380] 375	[400] 395	[420]
5	[500] 395	[530] 415	[560]
6	405	435	
7	435	455	
8	455	485	
9	485	515	
10	500	545	
11	545	575	
12	575	605	
13	605	635	
14	635	675	
15	675	715	
16	715	755	
17	755	795	
18	795	840	
19	840	890	
20	890	940	

Step "A" shall be the minimum starting compensation and after [six] 12 months of satisfactory work in this classification the compensation of the individual shall be advanced to that specified in Step "B." [and after 12 months of satisfactory work shall be advanced to Step "C."]

SEC. 7. Section 73950 of said code is amended to read:

73950. This article applies to the municipal court [established in a district embracing the Township] of the Oceanside Judicial District."

Amendment No. 4

On page 1, line 5, strike out "2", and insert "8".

Amendment No. 5

On page 1, line 7, strike out the blank, and insert "15, Step B,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 6

On page 1, between lines 8 and 9, insert

"SEC. 9. Section 73953 of said code is amended to read:

73953. The clerk may appoint:

(a) One [senior] chief deputy clerk who shall receive a monthly salary as provided in Schedule No. [4] 11, Step B, of Section 73649.

(b) [Four] One deputy clerk[s], grade IV, [each of whom] who shall receive a monthly salary as provided in Schedule No. [3] 10 of Section 73649.

(c) [Two junior] Three deputy clerks, grade III, each of whom shall receive a monthly salary as provided in Schedule No. [1] 6 of Section 73649.

(d) Two deputy clerks, grade II, each of whom shall receive a monthly salary as provided in Schedule No. 3 of Section 73649.

(e) Two deputy clerks, grade I, each of whom shall receive a monthly salary as provided in Schedule No. 1 of Section 73649.

SEC. 10. Section 73954 of said code is amended to read:

73954. There shall be one marshal, who shall receive a monthly salary as provided in Schedule No. [5] 15, Step B, of Section 73649.

SEC. 11. Section 73955 of said code is amended to read:

73955. The marshal may appoint:

(a) [Three] Four deputy marshals II, each of whom shall receive a monthly salary as provided in Schedule No. [4] 9 of Section 73649.

(b) [One general clerk, who] Three deputy marshals I, each of whom shall receive a monthly salary as provided in Schedule No. [2] 5 of Section 73649.

[(c) One deputy clerk, who shall receive a monthly salary as provided in Schedule No. 1 of Section 73649.]

SEC. 12. Section 73957 of said code is amended to read:

73957. The municipal court shall hold sessions in [either] the City of Ocean-side [, or the City of Carlsbad, as the Board of Supervisors of the County of San Diego shall determine] only.

SEC. 13. Section 73958 of said code is amended to read:

73958. (a) [All persons holding positions on the ninety-first day after the final adjournment of the 1955 Regular Session of the Legislature shall continue in their respective positions without further examination or qualification and at the added compensation provided in this article, including increments for continuous prior service in such positions in the court. Thereafter, any increments earned by additional service in grade shall take effect upon the first day of the month following completion of such required service.] The clerk or marshal shall, on the effective date of the amendments to this article enacted by the Legislature at the 1957 Regular Session or as soon thereafter as practicable, assign each of his deputies, attaches, or employees to a position prescribed in this article which is comparable in duties to the position held by such deputy, attache, or employee immediately prior to the effective date of such amendments. Each clerk, marshal, deputy, attache, or employee shall receive the added compensation provided in this article, including increments for continuous service in such prior positions in the court. No further examination or qualification shall be required of deputies, attaches, or employees assigned pursuant to this article.

(b) [All officers and attaches appointed to positions in the court shall be entitled to all the benefits of the civil service provisions afforded the classified personnel in the employ of the County of San Diego. They shall also be entitled to, and subject to, retirement and health service benefits extended to such classified personnel.] Notwithstanding any provisions of law to the contrary, in addition to the compensation provided in this article, the clerk, marshal, and attaches of the municipal court shall receive, and they shall be entitled to, the same vacations, sick leaves, and leaves of absence, and similar privileges and benefits as are now or may hereafter be provided for the employees of the County of San Diego, including the right to participate in any group accident, health or life insurance plan adopted by the board of supervisors of said county. Such privileges and benefits shall be retroactively applied.

(c) Notwithstanding the provisions of Section 71183 [of the Government Code], a person appointed by the marshal or clerk from an eligible list certified by the Civil Service Commission of the County of San Diego to fill a temporary position established pursuant to Section 72150 and employed in such temporary position immediately prior to the ninety-first day after the final adjournment of a regular session of the Legislature, may be appointed by such marshal or clerk to a like permanent position in such marshal's office or clerk's office without further examination, qualification or certification on a civil service eligible list; provided, that the number of such positions in such marshal's office or clerk's office has been increased by the last regular session of the Legislature so as to make such temporary position a permanent position.

(d) Where in the clerk's office or marshal's office titles of positions in effect immediately prior to the ninety-first day after the final adjournment of the [1955] 1957 Regular Session of the Legislature are changed, such positions shall be grouped under the titles enumerated in Sections 73952, 73953, 73954 and 73955 [as follows].

[The position of deputy clerk shall include the former position of junior deputy clerk.]

[The position of junior deputy clerk shall be considered a new position and shall not include any former position.]"

Amendment No. 7

On page 1, line 9, strike out "3", and insert "14".

Amendment No. 8

On page 1, line 11, strike out the blank, and insert "15, Step B,".

PRINTER'S NOTE—There being no 7-point strikcut type available, the material which should appear in strikcut type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 9

On page 1, after line 12, insert

"Sec. 15. Section 74743 of said code is amended to read:

74743. The clerk may appoint:

(a) One [senior] *chief* deputy clerk who shall receive a monthly salary as provided in Schedule No. [4] *11, Step B*, of Section 73649.

(b) [Four] *One* deputy [clerks, each of whom] *clerk, grade IV*, who shall receive a monthly salary as provided in Schedule No. [3] *10* of Section 73649.

(c) [Two junior] *Three* deputy clerks, *grade III*, each of whom shall receive a monthly salary as provided in Schedule No. [1] *6* of Section 73649.

(d) *Two* deputy clerks, *grade II*, each of whom shall receive a monthly salary as provided in Schedule No. *3* of Section 73649.

(e) *Two* deputy clerks, *grade I*, each of whom shall receive a monthly salary as provided in Schedule No. *1* of Section 73649.

SEC. 16. Section 74744 of said code is amended to read:

74744. There shall be one marshal, who shall receive a monthly salary as provided in Schedule No. [5] *15, Step B*, of Section 73649.

SEC. 17. Section 74745 of said code is amended to read:

74745. The marshal may appoint:

(a) [Three] *Four* deputy marshals *II*, each of whom shall receive a monthly salary as provided in Schedule No. [4] *9* of Section 73649.

(b) [One general clerk, who] *Three* deputy marshals *I*, each of whom shall receive a monthly salary as provided in Schedule No. [2] *5* of Section 73649.

[(c) One deputy clerk, who shall receive a monthly salary as provided in Schedule No. 1 of Section 73649.]

SEC. 18. Section 74748 of said code is amended to read:

74748. (a) [All persons holding positions on the ninety-first day after final adjournment of the 1955 Regular Session of the Legislature shall continue in their respective positions without further examination or qualification and at the added compensation provided in this article, including increments for continuous prior service in such positions in the court. Thereafter, any increments earned by additional service in grade shall take effect upon the first day of the month following completion of such required service.] *The clerk or marshal shall, on the effective date of the amendments to this section enacted by the Legislature at the 1957 Regular Session or as soon thereafter as practicable, assign each of his deputies, attaches, or employees to a position prescribed in this article which is comparable in duties to the position held by such deputy, attache, or employee immediately prior to the effective date of such amendments. Each clerk, marshal, deputy, attache, or employee shall receive the added compensation provided in this article, including increments for continuous service in such prior positions in the court. No further examination or qualification shall be required of deputies, attaches, or employees assigned pursuant to this section.*

(b) [All officers and attaches appointed to positions in the court shall be entitled to all the benefits of the civil service positions afforded the classified personnel in the employ of the County of San Diego. They shall also be entitled to, and subject to, retirement and health service benefits extended to such classified personnel.] *In addition to the compensation provided in this article, the clerk, marshal and attaches of the municipal court shall receive, and they shall be entitled to, the same vacations, sick leaves, and leaves of absence, and similar privileges and benefits as are now or may hereafter be provided for the employees of the County of San Diego, including the right to participate in any group accident, health or life*

insurance plan adopted by the board of supervisors of said county. Such privileges and benefits shall be retroactively applied.

The judge or a majority of the judges of any municipal court may adopt rules for the conduct of, and personnel privileges to be afforded to, the personnel of their court; or a majority of all of the municipal court judges in the county, convened from time to time by the presiding judge of the municipal court district which embraces the county seat, may adopt uniform rules for such purposes relative to the personnel serving the municipal courts in the county; and for that purpose they may adopt in whole or in part the provisions of any county ordinance applicable to employees of the county, except where the same may be in conflict with any provisions of the State Constitution or laws relating to municipal courts and attaches of such courts. Attaches may be voluntarily transferred from a position in one judicial district to a position in another within the county and promoted or voluntarily demoted from a position in one judicial district to a position in another within the county in substantially the same manner as transfers, demotions and promotions are authorized generally in county departments or between departments of the county.

(c) Notwithstanding the provisions of Section 71183 [of the Government Code], a person appointed by the marshal or clerk from an eligible list certified by the Civil Service Commission of the County of San Diego to fill a temporary position established pursuant to Section 72150 and employed in such temporary position immediately prior to the ninety-first day after the final adjournment of a regular session of the Legislature, may be appointed by such marshal or clerk to a like permanent position in such marshal's office or clerk's office without further examination, qualification or certification on a civil service eligible list; provided, that the number of such positions in such marshal's office or clerk's office has been increased by the last regular session of the Legislature so as to make such temporary position a permanent position.

(d) Where in the clerk's office or marshal's office titles of positions in effect immediately prior to the ninety-first day after the final adjournment of the [1955] 1957 Regular Session of the Legislature are changed, such positions shall be grouped under the titles enumerated in Sections 74742, 74743, 74744 and 74745 [as follows]:

[The position of junior deputy clerk shall include the former position of deputy clerk and typist clerk.]

[The position of junior deputy clerk shall be considered a new position and shall not include any former position.]

[The position of general clerk shall include the position of deputy clerk serving as ex officio deputy marshal as provided in Section 71182 of the Government Code.]

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 359—An act to amend Section 28156 of the Government Code, relating to compensation for public service in counties of the fifty-sixth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 6 and 7, of the printed bill, strike out "_____ dollars (\$_____)", and insert "one thousand sixty dollars (\$1,060)".

Amendment No. 2

On page 1, line 9, strike out "_____ dollars (\$_____)", and insert "three thousand six hundred dollars (\$3,600)".

Amendment No. 3

On page 1, line 13, strike out "_____ dollars (\$_____)", and insert "one thousand five hundred dollars (\$1,500)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2348—An act to amend Section 35313 of the Government Code, relating to the annexation of territory by cities.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, strike out lines 10 to 14, inclusive, and insert "not be taken. The value to be given publicly owned property for protest purposes shall be determined by the legislative body. If publicly owned property and privately owned property are proposed to be annexed in the same proceeding, further proceedings shall not be taken if protest is made either by private owners of one-half of the value of the privately owned territory proposed to be annexed, or by public owners of one-half of the publicly owned territory proposed to be annexed. As used in this article, "value of".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senate Bill No. 45—An act to amend Section 28119 of the Government Code, relating to compensation for public service in counties of the nineteenth class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 304—An act to amend Section 29145 of the Government Code, relating to transfers or revisions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 322—An act to amend Section 447 of the Education Code, relating to the county superintendent of schools of a county of the forty-seventh class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 837—An act to amend Sections 74042 and 74043 of the Government Code, relating to the municipal court established in the Palo Alto-Mountain View District.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendment:

Amendment No. 1

On page 1, between lines 9 and 10, of the printed bill, insert "SEC. 2. Section 74043 of said code is amended to read:".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 117—An act to amend Section 1 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), relating to the Orange County Water District.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 166—An act to amend Section 28121 of the Government Code, relating to compensation for public service in counties of the twenty-first class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 180—An act to amend Sections 27336, 27361, and 27380 of the Government Code, Section 3020 of the Civil Code, and Section 8557 of the Health and Safety Code, and to repeal Sections

27368, 27373, and 27377 of the Government Code, relating to recordation of documents, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 348—An act to amend Section 28130 of the Government Code, relating to compensation for public service in counties of the thirtieth class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 353—An act to add Sections 69610 to the Government Code, relating to the number of judges of the Superior Court of Yolo County.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 354—An act to amend Section 430 of the Education Code, relating to compensation for public service.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 355—An act to amend Section 433 of the Education Code, relating to compensation of public officers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1086—An act to amend Section 23010 of the Government Code, relating to loans by counties, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2090—An act to amend Sections 74341, 74342, 74343, 74344, 74345, 74346, and 74350 of, and to add Sections 74355 and 74356 to, the Government Code, relating to the municipal court established in a district embracing the City of San Diego.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1960—An act to add Section 1223.5 to the Government Code, relating to expenses incurred by county officials in attending meetings and conferences pursuant to the call, summons, or subpoena of state officials.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

In line 5 of the printed bill, after "was", strike out "acquired", and insert "required"; and in line 5, after "by", strike out "call".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 424—An act to add Section 139.45 to the Vehicle Code, relating to motor vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 19, of the printed bill, strike out "each", and insert "the next".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1271—An act to add Section 7956.5 to the Education Code, relating to the State School Building Aid Bond Law of 1954, and making an appropriation, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1272—An act to add Section 7976.5 to the Education Code, relating to the State School Building Aid Bond Law of 1957, and making an appropriation, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1273—An act to add Section 7721.3 to the Education Code, relating to apportionments of state school building aids funds to school districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2150—An act to amend Section 1048 of the Education Code, relating to records, minutes, and accounts of public school agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2566—An act to add Section 187 to the Education Code, relating to the Department of Education.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1006—An act to amend Sections 5968, 7231, 7236, and 7239 of, and to add Section 7466 to, the Education Code, relating to the tuition of nonresident junior college students.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate March 27, 1957, strike out "Section 7466", and insert "Sections 7466 and 18865".

Amendment No. 2

On page 2, after line 48, insert

"SEC. 6. Section 18865 is added to said code, to read:

18865. In any sale made pursuant to this article by a high school district maintaining a junior college to a newly formed junior college district which includes the territory of such high school district, it shall be competent for the governing board of the high school district to give consideration to prior tuition charges for the use of buildings and equipment which have been received by the district as a result of taxes levied upon property in the territory included in the newly formed junior college district and not in the high school district maintaining the junior college."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 727—An act to amend Section 1132 of the Unemployment Insurance Code, relating to notices of assessment.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1382—An act to amend Section 3472 of the Welfare and Institutions Code, relating to aid to needy persons.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1480—An act to amend Section 253 of the Vehicle Code, relating to the minimum age for issuance of instruction permits.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2109—An act to amend Section 529 of the Vehicle Code, relating to traffic laws.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2112—An act to amend Section 596.4 of the Vehicle Code, relating to interference with driver of vehicle.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2114—An act to amend Section 243 of the Vehicle Code, relating to the transfer of vehicles being wrecked or dismantled.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1525—An act to add Section 140.4 to the Vehicle Code, relating to special permits for vehicles used in disaster relief work.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 13, of the printed bill as amended in Assembly March 20, 1957, strike out "Section 1540 of", and insert "the provisions of the California Disaster Act as contained in".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1484—An act to amend Section 476 of the Vehicle Code, relating to traffic signals.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3605—An act to add Article 4 (commencing at Section 1710) to Chapter 9 of Division 2 of the Streets and Highways Code, relating to cooperation between the cities and counties in the construction, repair, and maintenance of county highways.

Bill read second time, and ordered to third reading.

Assembly Bill No. 840—An act to add Section 84 to the Streets and Highways Code, relating to state highways.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1133—An act to repeal Section 634 of, and to add Sections 632.1 and 634 to, the Vehicle Code, relating to driving and passing lamps on motor vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1135—An act to amend Section 635 of the Vehicle Code, relating to side, cowl, or fender lamps.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1138—An act to amend Section 674 of the Vehicle Code, relating to mirrors on vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1614—An act to amend Section 278 and to add Section 278.1 of the Vehicle Code, relating to renewal of drivers licenses.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1619—An act to add Section 81.5 to, and to amend Section 585 of, the Vehicle Code, relating to removal of vehicles from highways.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1761—An act to add Section 527.5 to the Vehicle Code, relating to motor vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Assembly April 1, 1957, strike out "materially slower than the", and insert "less than the normal flow of".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2210—An act to amend Section 689 of the Code of Civil Procedure, relating to third party claims.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3575—An act to add Section 468 to the Penal Code, relating to switchblade knives.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3173—An act to add Section 276 to the Penal Code, relating to abortion.

Bill read second time, and ordered to third reading.

Assembly Bill No. 989—An act to add Section 951.1 to the Probate Code, relating to payment of funeral expenses and expenses of last illness.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2513—An act to amend Section 6506 of the Government Code, relating to joint exercise of powers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1746—An act to amend Sections 104.1, 104.2, 104.3, 104.5, 2008.5, and 2014 of the Welfare and Institutions Code, relating to public assistance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 25, 1957, strike out "2008.5".

Amendment No. 2

On page 3, line 7, strike out "six months", and insert "60 days".

Amendment No. 3

On page 3, strike out lines 34 to 46, inclusive.

Amendment No. 4

On page 3, line 47, strike out "6", and insert "5".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1738—An act to amend Section 2160 of, and to repeal Section 2160.4 of, the Welfare and Institutions Code, relating to aged aid.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 15, of the printed bill, strike out "because of race or national origin".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 501—An act to provide for uniformity in statutory provisions requiring publication of notice by state and local agencies by amending Sections 160.5, 395, 1300.16, 2120, 2123, 2258, 2260, 2310, 2649, 2791, 3149, 3176, 3179, 3296, and 4273 of the Agricultural Code, and Sections 8938.3 and 25361 of the Business and Professions Code, and Sections 1827, 1903, 2506, 3415, 6334, 6358, 7402, 7908, 18851, 21625, and 21652 of the Education Code, and Sections 668, 1003, 2352, 2540.9, 2575, 9750, and 9754 of the Elections Code, and Sections 14.2, 39.1, 39.2, 803.2, and 1347 of the Fish and Game Code, and Sections 126, 194, 15833, 16751, 25210.16, 25350, 25365, 25528, 25529, 26028, 34310, 35119, 35452, 38504, 43649, 50022.3, 50485.5, 54516.2, 61105, 61122, 61405, 61651, 61660, 61672, 61684, 61747, 61808, 61858, 61903, 65502, 65509, 65514, 65651, 65654, 65895, and 68900 of the Government Code, and Sections 2050, 6093.1, and 6272 of the Harbors and Navigation Code, and Sections 4121, 4165.1, 4201, 4724, 4726, 4741.1, 4741.4, 4807, 4808, 5473.1, 5474.1, 6026, 6056, 6844, 6915, 8968, 14230,

14714, 14754, 14759.5, 14778, 14786, 20343, 24350.5, 24362, 24362.2, 24365.9, 24372, 32004.3, 32133, 32412, 33747, and 34518 of the Health and Safety Code, and Sections 996.31, 1191, and 1654 of the Military and Veterans Code, and Section 1153 of the Probate Code, and Sections 4949, 5353, 5365, 5417.3, 5417.13, 5422, 5660.3, 5660.13, 6834, 7904, 9111, 9131, 9171, 9319, 9340, 9406, and 9861 of the Public Resources Code, and Sections 12751, 14401, 15735, 15762, 16041, 16075, 16532, 16844, 17102, 17309, 17371, 17503, 18001, 22153, 22227, 22731, 22784, 22813, 24533, 24534, 26243, 26342, 26422, and 26682 of the Public Utilities Code, and Sections 3356, 3391, and 32372 of the Revenue and Taxation Code, and Sections 5232, 5506, 8276, 8292, 10304, 10313, 10407, 10501, 19168, 19303, 27173.5, 31558, 32952, 35259, 35270, 35402.1, and 35706 of the Streets and Highways Code, and Section 307 of the Unemployment Insurance Code, and Sections 352, 21378, 27192, 27257, 27265, 32953, 36406, 55133, 55156, 55184, 55303, 55351, 55585, 55631, 55656, 55663, 55672, 55821, 55845, 55880.5, 55911, 55961, 56015, 56018, 56053, 56058, 56075, 56082, 60098, 60100, 60111, 60275, 60306, 60342, 60373, 60383, 60408, 60410, 60414, and 60435 of the Water Code, and Section 9 of an act entitled "An act to promote drainage," approved March 18, 1885 (Chapter 158 of the Statutes of 1885), and Section 27 of the Drainage District Act of 1903 (Chapter 238 of the Statutes of 1903), and Sections 8 and 17 of the Storm Water District Act of 1909 (Chapter 222 of the Statutes of 1909), and Sections 2.5, 12, 15, 16, and 16.1 of the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), and Section 6 of the Los Angeles County Flood Control Act (Chapter 775 of the Statutes of 1915), and Section 4.3 of the Drainage District Improvement Act of 1919 (Chapter 354 of the Statutes of 1919), and Sections 6 and 35.5 of the Water Conservation Act of 1927 (Chapter 91 of the Statutes of 1927), and Sections 36 and 36.2 of the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), and Sections 13, 14, 16, 26, 27, 35, 36, 38, and 44 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), and Section 1 of the Storm Drain Maintenance District Act (Chapter 265 of the Statutes of 1937), and Section 10 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), and Section 15 of the Ventura County Flood Control Act (Chapter 44 of the Statutes of 1944), and Sections 13, 15, and 17 of the Humboldt County Flood Control District Act (Chapter 939 of the Statutes of 1945), and Section 14 of the Monterey County Flood Control and Water Conservation District Act (Chapter 699 of the Statutes of 1947), and Sections 13.6, 13.9, 16, and 22 of the Sonoma County Flood Control and Water Conservation District Act (Chapter 994, Statutes of 1949), and Sections 45 and 57 of the Mendocino County Flood Control and Water Conservation District Act (Chapter 995 of the Statutes of 1949), and Sections 11, 13, and 22 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275 of the Statutes of 1949), and Section 42 of the Kings River Conservation District Act (Chapter 931 of the Statutes of 1951), and Section 14 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405 of the Statutes of 1951), and Sections 12, 14, 25, and 36 of the Lake County Flood Control and Water Conservation District Act (Chapter 1544 of the Statutes of

1951), and Sections 11 and 13 of the Contra Costa County Flood Control and Water Conservation District Act (Chapter 1617 of the Statutes of 1951), and Sections 8.3, 11.1, 11.5, 11.6, 11.10, and 16 of the Sacramento County Water Agency Act (Chapter 10 of the Statutes of 1952, (1st Ex. Sess.)), and Sections 7, 8, 10, 11, 17, and 20 of the Vallejo Sanitation and Flood Control District Act (Chapter 17 of the Statutes of 1952 (1st Ex. Sess.)), and Sections 2 and 3 of Chapter 15 of the Statutes of 1952, Second Extraordinary Session, and Sections 11, 13, 22, and 31 of the Marin County Flood Control and Water Conservation District Act (Chapter 666 of the Statutes of 1953), and Sections 18, 20, 29, 36, and 40 of the Contra Costa County Storm Drainage District Act (Chapter 1532 of the Statutes of 1953), and Section 2 of Chapter 1569 of the Statutes of 1953, and Sections 15, 18, 27, 36, and 38 of the San Benito County Water Conservation and Flood Control District Act (Chapter 1598 of the Statutes of 1953), and Sections 10, 14, 18, and 19 of the Morrison Creek Flood Control District Act (Chapter 1771 of the Statutes of 1953), and Sections 13, 15, 24, and 33 of the Del Norte County Flood Control District Act (Chapter 166 of the Statutes of 1955), and Sections 3, 13, and 16 of the Fresno Metropolitan Flood Control Act (Chapter 503 of the Statutes of 1955), and Sections 62 and 83 of the Montalvo Municipal Improvement District Act (Chapter 549 of the Statutes of 1955), and Sections 11, 13, 23, and 33 of the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057 of the Statutes of 1955), and Sections 12 and 71 of the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289 of the Statutes of 1955), and Sections 116, 233, 309, 443, 456, and 513 of the Santa Cruz County Flood Control and Water Conservation District Act (Chapter 1489 of the Statutes of 1955), by adding Section 6061.3 to the Government Code, and by repealing Sections 9113, 9132, and 9133 of the Public Resources Code, relating to publication of notice.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Assembly March 22, 1957, strike out "395,".

Amendment No. 2

In line 5 of the title, strike out "Sections 8938.3 and", and insert "Section".

Amendment No. 3

In line 7 of the title, strike out "6334,".

Amendment No. 4

In line 7 of the title, strike out "18851,".

Amendment No. 5

In line 9 of the title, strike out "and Sections"; and strike out line 10.

Amendment No. 6

In line 11 of the title, strike out "25365,".

Amendment No. 7

In line 12 of the title, strike out "34310,".

Amendment No. 8

In line 13 of the title, strike out "54516.2".

Amendment No. 9

In line 17 of the title, strike out "4201".

Amendment No. 10

In line 18 of the title, strike out "4741.1, 4741.4".

Amendment No. 11

In line 30 of the title, strike out "3391".

Amendment No. 12

In line 35 of the title, strike out "21378".

Amendment No. 13

In line 72 of the title, strike out "13, and 22", and insert "and 13".

Amendment No. 14

In the title, strike out lines 74 and 75; and in line 76, strike out "1951)," and insert "of the Statutes of 1949)".

Amendment No. 15

In line 96 of the title, strike out "18".

Amendment No. 16

On page 4, strike out lines 30 to 39, inclusive.

Amendment No. 17

On page 14, line 16, strike out "said code", and insert "the Business and Professions Code".

Amendment No. 18

On page 16, strike out lines 3 to 40, inclusive.

Amendment No. 19

On page 19, strike out lines 37 to 52, inclusive; and on page 20, strike out lines 1 to 14, inclusive.

Amendment No. 20

On page 20, strike out lines 37 and 38, and insert "election board."

Amendment No. 21

On page 22, strike out lines 39 to 52, inclusive; strike out all of pages 23 and 24; and on page 25, strike out lines 1 to 21, inclusive.

Amendment No. 22

On page 28, strike out lines 1 to 16, inclusive.

Amendment No. 23

On page 28, strike out lines 39 to 44, inclusive.

Amendment No. 24

On page 30, strike out lines 10 to 25, inclusive.

Amendment No. 25

On page 30, strike out lines 31 and 32, and insert "county."

Amendment No. 26

On page 30, strike out lines 37 and 38, and insert "in the county."

Amendment No. 27

On page 30, line 42, strike out "Publication shall be com-"; and strike out line 43.

Amendment No. 28

On page 30, strike out lines 48 and 49.

Amendment No. 29

On page 31, strike out lines 3 and 4, and insert "trict."

Amendment No. 30

On page 34, strike out lines 22 to 39, inclusive.

Amendment No. 31

On page 35, strike out lines 8 to 41, inclusive.

Amendment No. 32

On page 50, line 36, strike out "6062", and insert "6066".

Amendment No. 33

On page 56, strike out lines 6 to 28, inclusive.

Amendment No. 34

On page 57, line 46, after "and", insert "first".

Amendment No. 35

On page 60, line 50, strike out "completion of such", and insert "second".

Amendment No. 36

On page 61, strike out lines 46 to 51, inclusive; and on page 62, strike out lines 1 and 2.

Amendment No. 37

On page 62, strike out lines 38 and 39, and insert "Government Code."

Amendment No. 38

On page 67, line 26, after "28", insert a comma.

Amendment No. 39

On page 74, line 20, strike out "with", and insert "within".

Amendment No. 40

On page 98, line 17, strike out ", the", and insert ". The".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 41

On page 122, strike out lines 10 to 21, inclusive, and insert

"SEC. 250. Section 13.6 of the Sonoma County Flood Control and Water Conservation District Act is amended to read:

Sec. 13.6. The clerk of the board of supervisors shall publish a notice of hearing in the county pursuant to Section 6061 of the Government Code, at least [once] seven days prior to the date of the hearing [in a newspaper of general circulation published in the county]. Notice of the hearing shall also be posted in not less than three public places in the zone at least two weeks before the date of the hearing. The notice shall contain:

- (a) The text of the resolution.
- (b) A statement of the time and place of the hearing.
- (c) A statement as to the place where the engineer's report may be examined.
- (d) A statement that at the hearing all written protests against establishment of the zone will be considered and testimony of all interested persons for or against the establishment of the zone will be heard."

Amendment No. 42

On page 128, strike out lines 30 to 52, inclusive; strike out all of pages 129, 130, and 131; and on page 132, strike out lines 1 to 27, inclusive.

Amendment No. 43

On page 164, strike out lines 1 to 52, inclusive; and on page 165, strike out lines 1 to 36, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 346—An act to add Section 23010.1 to the Government Code, relating to the loan of funds to county fire protection districts for the acquisition of real or personal property and the construction of structures needed for district purposes.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 7, of the printed bill, after "purposes," insert "The board of supervisors in the resolution shall specify the date and manner in which the funds shall be repaid. The resolution may require the repayment of the loan in equal annual installments. The loan shall be repaid within the time specified in the resolution which shall not in any event exceed 10 years."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Assembly Bill No. 2227—An act to amend Section 5248 of the Streets and Highways Code, relating to local improvement proceedings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Assembly March 28, 1957, strike out "A".

Amendment No. 2

On page 1, strike out lines 8 to 14, inclusive, and insert "The clerk may, upon payment of the statutory fee prescribed therefor, record a notice of the award of contract in the office of the county recorder. From the time of the recording of notice in the office of the county recorder, all".

Amendment No. 3

On page 1, line 19, after the period, insert
"Said notice shall be substantially as follows:

**NOTICE OF AWARD OF CONTRACT IN
PROPOSED ASSESSMENT DISTRICT**

Pursuant to the requirements of Section 5248 of the Streets and Highways Code, notice is hereby given that a contract has been awarded by _____

to _____ for _____
(Contractor) (Nature of improvement)
in _____ District No. _____ and relating to the
(Improvement or assessment)

following described real property:

(The real property in the assessment district may be described by:

- a. Stating its exterior boundaries; or
- b. Giving a description thereof according to any official or recorded map; or
- c. Referring to a plat or map filed with the clerk of the legislative body, which shall indicate by a boundary line the extent of the territory included in the assessment district, and shall govern for all details as to the extent of the assessment district.)

From the time of recording of this notice in the office of the county recorder, all property within the boundaries of the proposed assessment district shall be assessed to pay the cost of the improvement in proportion to the benefit, which said property receives from the improvement, notwithstanding the subsequent acquisition of any such property by a public agency.

Reference is made to the minutes of the action taken by _____
(Legislative body)
on file in my office for full particulars.

Dated: _____

(Clerk of _____)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Assembly Bill No. 2394—An act to amend Section 6485 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2585—An act to amend Section 5008 of the Education Code, relating to the use of banks as clearing accounts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3181—An act to add Section 25828 to the Government Code, relating to the powers of counties.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3973—An act to amend Section 23600 of the Government Code, relating to county seats.

Bill read second time, and ordered to third reading.

Assembly Bill No. 398—An act to amend Sections 1601, 4668, and 7431.2 of the Education Code, relating to school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 472—An act to amend Sections 7000.2 and 7095 of the Education Code, relating to school apportionments.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2959—An act to amend Section 28116 of the Government Code, relating to compensation for public service in counties of the sixteenth class.

Bill read second time, and ordered to third reading.

MOTION TO BE EXCUSED

At 3.20 p.m., Senator Kraft moved that he be excused to attend an Assembly committee.

Motion carried.

THIRD READING OF SENATE BILLS

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 664 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 461—An act to amend Section 3447 of the Welfare and Institutions Code, relating to property of recipients of public assistance, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Richards, Short, Sutton, Teale, and Thompson—28.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Richards, Short, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk
President pro Tempore of the Senate Presiding

At 4:52 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Bill No. 525—An act to add Section 852 to, and repeal Sections 860, 864, 865, 880, and 903 of, the Fish and Game Code, relating to the use of nets for fishing.

Bill read third time.

Motion to Re-refer Senate Bill No. 525

Senator Cobey moved that Senate Bill No. 525 be re-referred to Committee on Rules.

Motion to Lay on Table

Senator Collier moved that Senator Cobey's motion to re-refer Senate Bill No. 525 to Committee on Rules, be layed on the table.

Motion carried.

Further Consideration of Senate Bill No. 525

The President directed the Secretary to call the roll on final passage of Senate Bill No. 525.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—29.

NOES—Senators Hollister, Kraft, Robert L. McCarthy, Miller, and Montgomery—5.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2195—An act to amend Section 1051 of the Water Code, relating to the State Water Rights Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1306—An act to add Section 1176.1 to the Insurance Code, relating to general investments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Richards, Teale, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2157—An act to amend Sections 10581 and 10582 of the Health and Safety Code, relating to records of vital statistics.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 647—An act to repeal Article 12 of Chapter 1 of Division 5 of the Education Code, and to add Article 12 of Chapter 1 of Division 5 of the Education Code, relating to aviation education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Breed, Burns, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Harold T. Johnson, McBride, John F. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—24.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 274—An act to amend Sections 1300 and 1320 of, and to add Sections 1320.1 and 1320.2 to, the Business and Professions Code, relating to clinical laboratory technology.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

President of the Senate Presiding

At 5.08 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Senate Bill No. 886—An act to amend Section 506 of the Public Resources Code, relating to the State Park Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft,

McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—24.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1391—An act to amend Sections 2181, 3088 and 3474 of the Welfare and Institutions Code, relating to relatives' responsibility under public assistance programs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Breed, Burns, Byrne, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Harold T. Johnson, McBride, John F. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 119—An act to amend the title of Division 3 of, and to add Part 3 to Division 3 of, the Water Code, relating to water reservoirs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Dolwig, Farr, Grunsky, Hollister, Harold T. Johnson, McBride, John F. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—24.

NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 936—An act to add Section 4052.1 to the Business and Professions Code, relating to pharmacy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2012—An act to add Section 4047 to the Business and Professions Code, relating to pharmacy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 64—Relative to designation of California Highway 1.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—39.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 3333—An act to amend Sections 811, 828.55, and 829.3 of, and to add Section 811.1 to, the Agricultural Code, relating to fruits and vegetables, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendment:

Amendment No. 1

On page 2, between lines 21 and 22, of the printed bill, as amended in Assembly March 15, 1957, insert

"This section shall not apply to cantaloupes in a retail establishment in possession of a retailer for the purpose of resale directly to consumers; nor to cantaloupes sold by a producer regularly engaged in the production of cantaloupes directly to consumers on the premises where produced or at a retail stand operated by such producer near the point of production, which in no case shall be outside of the county in which the cantaloupes were produced. As used in this section "consumer" means a person who buys cantaloupes for use as food and not for resale."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Motion to Retain Place on File

Senator Desmond moved that Assembly Bill No. 1935 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 1264—An act to add Section 21414 to the Public Utilities Code, relating to service of process on nonresidents.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

Assembly Bill No. 2113—An act to amend Section 476.1 of the Vehicle Code, relating to traffic signals.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig,

Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 223—An act to amend Sections 1521.2, 2163.2, and 3047.21 of the Welfare and Institutions Code, relating to personal property of public assistance recipients.

Bill read third time, and presented by Senator Robert I. McCarthy. The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Desmond, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Richards, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 140—Approving six certain amendments to the charter of the City of Los Angeles, a municipal corporation, in the County of Los Angeles, State of California, voted for and ratified by the electors of said city at a general municipal election held therein on the second day of April, 1957.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dulworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, and Thompson—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5.38 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Fish and Game

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Senate Bill No. 2398

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ED. C. JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2398

Senator Ed. C. Johnson moved that Senate Bill No. 2398 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2398—An act to amend Section 400 of the Fish and Game Code, relating to licenses.

Bill read second time.

Motion to Amend

Senator Ed. C. Johnson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 400", and insert "Sections 444 and 444.1".

Amendment No. 2

In line 1 of the title, after "Code," insert "and amend Sections 7182 and 7183 of the Fish and Game Code as proposed by Assembly Bill No. 616,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 to 8, inclusive, and insert

"SECTION 1. Section 444 of the Fish and Game Code is amended to read:

444. [California angling licenses will be sold only within California, and Arizona licenses within Arizona, with] The Arizona Colorado River special use permits [being] *may be sold by California license dealers under the supervision of the California Department of Fish and Game, and the California Colorado River special use permits [being] and California sport fishing licenses may be sold by Arizona license dealers under the supervision of the Arizona Game and Fish Commission.*

SEC. 2. Section 444.1 of said code is amended to read:

444.1. The Arizona Game and Fish Commission will handle California *sport fishing licenses and special use stamps and issue same to Arizona license dealers, and prior to February 28th of each year will make an audit report, together with remittance for [permit] sales to the California Department of Fish and Game.*

The California Department of Fish and Game will handle the Arizona special use stamps and issue the same to the California license dealers and prior to August 31st of each year will make an audit report and remittance for permit sales to the Arizona Game and Fish Commission.

SEC. 3. Section 7182 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

7182. [A California sport fishing license shall be sold only within California, and an Arizona license within Arizona.]

Arizona Colorado River special use stamps shall be sold by California license dealers under the supervision of the department in the same manner as sport fishing licenses are sold, and *California sport fishing licenses and California Colorado River special use stamps shall be sold by Arizona license dealers under the supervision of the Arizona Game and Fish Commission.*

SEC. 4. Section 7183 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

7183. The Arizona Game and Fish Commission shall handle *California sport fishing licenses and California special use stamps and issue them to Arizona license dealers, and prior to February 28th of each year shall make an audit report and send a remittance for such sales to the California Department of Fish and Game.*

The California Department of Fish and Game shall handle Arizona special use stamps and issue them to California license dealers, and prior to August 31st of each year shall make an audit report and send a remittance for such sales to the Arizona Game and Fish Commission.

SEC. 5. Sections 3 and 4 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Sections 444 and 444.1 of the Fish and Game Code adopted in 1933, are repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES**Committee on Social Welfare**

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which were referred:

Senate Bill No. 2387

Senate Bill No. 2386

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 2387

Senator Richards moved that Senate Bill No. 2387 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2387—An act to add Section 2019 to the Welfare and Institutions Code, relating to the protection, care, and assistance of children, aged persons, and others specially in need thereof.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Senate April 9, 1957, strike out "Advice", and insert "After advice, instructions".

Amendment No. 2

On page 1, after line 13, insert

"Nothing in this section is intended to limit the right of the representatives of the county and the recipient, or his representatives, to freely discuss any matters germane to his aid."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

MOTION TO AMEND SENATE BILL NO. 2386

Senator Richards moved that Senate Bill No. 2386 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2386—An act to add Section 2018 to the Welfare and Institutions Code, relating to the protection, care, and assistance of children, aged persons, and others specially in need thereof.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Senate April 10, 1957, after the period, insert "No recipient shall be compelled to purchase used materials for his personal or household needs."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred: Senate Bill No. 897

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 897

Senator Richards moved that Senate Bill No. 897 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 897—An act to amend Section 4850 of the Labor Code, relating to disability payments.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, after "office," insert "marshal or any officer or employee of a marshal's office,".

Amendment No. 2

On page 1, line 6, after "office", insert ", who is a member of the State Employees' Retirement System".

Amendment No. 3

On page 1, line 14, after "office," insert "marshal or any officer or employee of a marshal's office,".

Amendment No. 4

On page 1, line 16, after "office," insert "who are members of the State Employees' Retirement System".

Amendment No. 5

On page 1, line 22, after "office", insert "or a marshal's office".

Amendment No. 6

On page 1, line 26, after "firemen", insert "who are members of the State Employees' Retirement System".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 2192

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 2192

Senator Dolwig moved that Senate Bill No. 2192 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2192—An act to amend Sections 309 and 310 of the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 15, 1957, strike out "and 310", and insert ", 310, and 1704".

Amendment No. 2

On page 2, after line 18, insert

"SEC. 3. Section 1704 of said code is amended to read:

1704. Upon the filing of a complaint, the commission shall cause a copy thereof to be served upon the corporation or person complained of. Service in all hearings, investigations, and proceedings pending before the commission may be made upon any person upon whom a summons may be served in accordance with the provisions of the Code of Civil Procedure, and may be made personally or by mailing in a sealed envelope, registered, with postage prepaid. The commission shall fix the time when and place where a hearing will be had upon the complaint and shall serve notice thereof, not less than 10 days before the time set for such hearing, unless the commission finds that public necessity requires that such hearing be held at an earlier date.

When, under Section 1702 of this code, a complaint by or on behalf of consumers is made by or filed with the commission alleging that the rates charged by a public utility are unreasonable and excessive and seeking a reduction thereof, or when any public utility shall file with the commission an application alleging that the rates established or permitted to be charged for any service performed by it are inadequate and seeking an increase thereof, the commission shall forthwith set a date for the hearing of such complaint or application, which date shall not be later than 60 days after the making or filing of such complaint or application, and notice thereof shall be given as provided in this section. Upon the date set for such hearing the commission shall begin, and thereafter shall diligently proceed with such hearing to its conclusion without unnecessary interruption. The commission shall render and announce its decision not later than 120 days after the commencement of such hearing. Should the commission fail so to conduct or conclude such hearing or promulgate its decision as above provided, the complainant or applicant, as the case may be, shall be entitled to a writ of mandate from the superior court of the county wherein such hearing is pending, ordering the commission to proceed and complete such hearing and render its decision."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 927

Senate Bill No. 929

Senate Bill No. 928

Assembly Bill No. 1447

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 927

Senator Regan moved that Senate Bill No. 927 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 927—An act to amend Section 653h of the Penal Code, relating to interception of communications.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 14, inclusive, and insert "653h. (a) No person shall install or use any electronic device for overhearing conversation, or any part of such device, in or upon any portion of any building or in or on any vehicle, without consent of the person having the primary right of possession to such portion of such building or to such vehicle. For purposes of this subdivision, a guest who has contracted for occupancy of a room or rooms in a hotel or motel, or a person who has lawfully contracted for the occupancy of a room or rooms in a house, apartment house, lodginghouse, boardinghouse, office building, industrial building, or any other structure, has, during the period in which he has a lawful right of occupancy of such room or rooms, the primary right of possession thereof.

(b) No person shall install or use any such device or part thereof in any building, whether his own property or the property of another, unless he prominently posts therein notice of such installation in black letters at least six inches high and observable by all persons whose conversation is to be overheard by such device.

(c) No person shall install or use any such device on any public property, including any street or other open area as well as any enclosure, without posting notice in letters at least six inches high and observable by all persons whose conversation can be overheard by such device.

(d) This section does not apply to installation or use of such a device by a regular salaried peace officer expressly authorized thereto by the head of his office or department or by a district attorney, when such use and installation are necessary in the performance of their duties in detecting crime and in the apprehension of criminals.

(e) Violation of any provision of subdivisions (a), (b), and (c) of this section is a misdemeanor."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 928

Senator Regan moved that Senate Bill No. 928 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 928—An act to amend Section 640 of the Penal Code, relating to interception of communications.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 640 of the Penal Code", and insert "add Sections 7905, 7906, and 7907 to the Public Utilities Code".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 7905 is added to the Public Utilities Code, to read:
7905. The Public Utilities Commission shall issue regulations requiring every telephone corporation subject to its jurisdiction to maintain complete and public records of all instances in which its employees discover any device installed for the purpose of overhearing communications over the lines of such corporation and all instances in which such employees reasonably believe and report to the corporation their belief that such device is installed or has been installed but has since been removed.

SEC. 2. Section 7906 is added to said code, to read:
7906. The Public Utilities Commission shall regularly make inquiry of every telephone corporation under its jurisdiction to determine whether or not such corporation is taking adequate steps to insure the privacy of communications over such corporation's telephone communication system."

Amendment No. 3

On page 1, strike out lines 2 to 22, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 929

Senator Regan moved that Senate Bill No. 929 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 929—An act to amend Section 653h of the Penal Code, relating to interception of communications.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 653h of the Penal Code", and insert "add Section 7515 to the Business and Professions Code".

Amendment No. 2

On page 1, strike out lines 1 to 14, inclusive, and insert
"SECTION 1. Section 7515 is added to the Business and Professions Code, to read:
7515. Every licensed private investigator shall, during the month of January of each year, file with the director a report, under oath, of every instance, and the details thereof, during the preceding calendar year, in which he has personal knowledge of the installation or use of, any electronic device for the purpose of overhearing conversation.

The director shall report to the district attorney of the county in which the licensee has his place of business any information in such report indicative of a violation of the law."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 1447

Senator Regan moved that Assembly Bill No. 1447 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1447—An act to add Section 1677 to the Civil Code, relating to unlawful contracts.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, as amended in Assembly March 20, 1957, strike out "other home appliances, or any home improvement installation of any kind", and insert "or any addition to or remodeling of an existing dwelling".

Amendment No. 2

On page 1, line 9, after "dwelling", insert a comma.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 352

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 352

Senator Thompson moved that Assembly Bill No. 352 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 352—An act to amend Sections 12175, 12176, 12177, 12179, 12181, 12182, 12183, 12184, 12186, 12187, 12188, and 12189 of, to repeal Sections 12178 and 12180 of, and to add Sections 12180, 12187.1 and 12187.2 to, the Health and Safety Code, relating to the storage of explosives.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 13, of the printed bill, after "of", insert "more than 100 pounds of".

Amendment No. 2

On page 1, strike out lines 16 to 23, inclusive, and insert

"12177. Magazines of the first class shall have the walls constructed of brick, concrete, tile, cement blocks, iron, aluminum, or wood covered on the outside with iron or aluminum for fire resistance.

Brick, concrete, tile and cement block walls shall be at least eight inches thick, and if bullet-resistance is required the openings in the tile or cement blocks shall be filled with coarse, dry sand, or a mixture of one part cement and 10 parts sand.

For iron or aluminum magazines, the metal shall be not less than No. 14 gauge, and if bullet-resistance is required the inside shall be lined with not less than four inches of brick, solid cement blocks, hardwood, or equivalent.

Wood or frame magazines shall have wood walls covered outside with iron or aluminum not less than 26 gauge in thickness. If bullet-resistance is required the walls shall be so built as to provide not less than a six-inch fill of coarse, dry sand, or a mixture of one part cement and 10 parts sand, between the outer wall and an inner sheathing, or the walls may be lined inside with brick, solid cement blocks, or hardwood, not less than four inches thick.

Magazines shall have no openings except for ventilation and entrance. Vent openings shall be screened to prevent sparks passing through them, except that magazines containing only black blasting powder may be constructed without openings for ventilation."

Amendment No. 3

On page 2, strike out lines 1 to 5, inclusive.

Amendment No. 4

On page 2, lines 26 and 27, strike out "or electric lantern", and insert ", electric lantern, or electric cap lamp".

Amendment No. 5

On page 2, strike out line 41, and insert "caps, or detonators shall not be kept or stored".

Amendment No. 6

On page 2, line 51, strike out "ground".

Amendment No. 7

On page 6, line 18, strike out "ground", and insert "barricade".

Amendment No. 8

On page 6, line 30, after "natural", insert "ground".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 2198

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 2198

Senator Williams moved that Senate Bill No. 2198 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2198—An act to amend Section 6103.1 of the Government Code, relating to exemptions from fees or charges for official services.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendments:

Amendment No. 1

On the first line of the title of the printed bill, strike out "amend Section 6103.1 of", and insert "add Section 6103.4 to".

Amendment No. 2

After line 6, insert

"SEC. 2. Section 6103.4 is added to the Government Code, to read:
6103.4. Section 6103 does not apply to any fee or charge for official services required by Part 5 of Division 2 of the Water Code."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Elections**

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Elections, to which was referred:

Senate Bill No. 2363

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND SENATE BILL NO. 2363

Senator Richards moved that Senate Bill No. 2363 be amended and re-referred to Committee on Elections.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2363—An act to amend Section 3 of the Elections Code, relating to elections and matters incidental thereto.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 3 of", and insert "add Section 668.1 to".

Amendment No. 2

On page 1, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. Section 668.1 is added to the Elections Code, to read:

668.1. In all counties, at the time of the first publication of the list of the names of the election officers appointed, the county clerk or the registrar of voters, as the case may be, shall mail or deliver to the county central committee in said county of all political parties, with which there is a state-wide affiliation of 1,000,000 or more registered voters, a copy of the list of election officials and he may notify the same committee of any substitute appointments that are made until the time the notice of final order of appointment, as provided in Section 677, is sent to the precinct inspector."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 1816

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1816

Senator Desmond moved that Assembly Bill No. 1816 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1816—An act to amend Section 25761 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendment:

Amendment No. 1

In line 2 of the title of the printed bill, after "beverages", insert ", and making an appropriation".

Amendment read, and adopted.

Bill ordered printed, and re-referred to the Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 316

Senate Bill No. 317

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 316

Senator Ed. C. Johnson moved that Senate Bill No. 316 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 316—An act to amend Section 28137 of the Government Code, relating to compensation for public services in counties of the thirty-seventh class.

Bill read second time.

Motion to Amend

Senator Ed. C. Johnson moved the adoption of the following amendments:

Amendment No. 1

In line 6 of the printed bill, after "auditor," insert "six thousand dollars".

Amendment No. 2

In line 7, after "dollars (\$", insert "6,000".

Amendment No. 3

In line 8, after "attorney," insert "seven thousand five hundred dollars".

Amendment No. 4

In line 9, after "dollars (\$", insert "7,500".

Amendment No. 5

In line 10, after "receive", insert "three thousand nine hundred dollars".

Amendment No. 6

In line 11, after "dollars (\$", insert "3,900".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 317

Senator Ed. C. Johnson moved that Senate Bill No. 317 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 317—An act to amend Section 28138 of the Government Code, relating to compensation for public services in counties of the thirty-eighth class.

Bill read second time.

Motion to Amend

Senator Ed. C. Johnson moved the adoption of the following amendments:

Amendment No. 1

In line 6 of the printed bill, after "auditor," insert "three thousand six hundred eighty dollars".

Amendment No. 2

In line 7, after "(\$", insert "3,680".

Amendment No. 3

In line 8, after "attorney," insert "seven thousand five hundred dollars".

Amendment No. 4

In line 9, after "(\$", insert "7,500".

Amendment No. 5

In line 11, after "a salary of", insert "seven thousand five hundred dollars".

Amendment No. 6

In line 12, after "(\$", insert "7,500".

Amendment No. 7

In line 16, after "supervisor," insert "four thousand two hundred dollars".

Amendment No. 8

In line 17, after "(\$", insert "4,200".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 1158

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 1158

Senator Breed moved that Senate Bill No. 1158 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1158—An act to amend Sections 753, 754, 755, 756, 758, 1831, 1905, and 1906 of, to amend and renumber Sections 1832, 1833, 1834, 1835, 1836, 1837, 1838, 1839, 1840, 1842, and 1843 of, to repeal Section 1841 of, and to add Sections 756.1, 1832, 1833, 1834, 1844, and 1846 to, the Revenue and Taxation Code, relating to property taxation, declaring the urgency hereof to take effect immediately.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

In line 5 of the title of the printed bill, as amended in the Senate April 9, 1957, strike out "1833,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 4, strike out lines 31 through 37, inclusive, and insert

"SEC. 9. Section 1838 of said code is amended and renumbered to read:

[1838.] 1833. No [sales or] appraisal data relating to individual properties, obtained for the purposes of any survey under this chapter shall be made public and no state or local officer gaining knowledge thereof in any action taken under this chapter shall make any disclosure with respect thereto except as that may be required for the purposes of this chapter."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 163

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 163

Senator Dilworth moved that Senate Bill No. 163 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 163—An act to add Sections 20007 and 20344.1 to the Education Code, relating to state colleges and the University of California.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "person", and insert "unmarried minor".

Amendment No. 2

On page 1, line 6, strike out "person", and insert "unmarried minor".

Amendment No. 3

On page 1, line 10, strike out "person", and insert "unmarried minor".

Amendment No. 4

On page 1, line 11, strike out "person", and insert "unmarried minor".

Amendment No. 5

On page 1, between lines 11 and 12, insert

"Parent, for the purposes of this section, means the natural father during his lifetime and after his death, the natural mother of the unmarried minor, or an adopting parent."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 177

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 177

Senator Collier moved that Senate Bill No. 177 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 177—An act to amend Sections 17072, 17208, 17209, 17224, 17681, 17689, 17690, 17735, 17736, 18161, 18182, and 18200 of, and to add Sections 17210, 17211, and 17212 to, the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "and 17212", and insert "17212 and 17214.5".

Amendment No. 2

On page 8, between lines 28 and 29, insert

"SEC. 16. Section 17214.5 is added to said code, to read:

17214.5. In computing taxable income there shall be allowed as a deduction the amount of income tax paid within the taxable year to the United States."

Amendment No. 3

On page 8, line 29, strike out "16.", and insert "17."

Amendment No. 4

On page 8, line 32, strike out "17.", and insert "18."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1276

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 1276

Senator Dilworth moved that Senate Bill No. 1276 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1276—An act to amend Sections 14522, 14602, 14603, 14605, and 14640 of the Education Code, relating to the State Teachers' Retirement System.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "14522," insert "14601,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, between lines 17 and 18, insert

"SEC. 2. Section 14601 of said code is amended to read:

14601. Any member who comes within any of the following descriptions may be retired for service at his option upon written application therefor to the Retirement Board.

(a) Who is credited with at least [10] five years of service, all of which have been served in this State immediately preceding retirement, and has attained the age of 55 years or more.

(b) Who is credited with service rendered in this State, and which is not used as a basis for benefits under any other public retirement system, except a local system; provided, he has retired since June 30, 1953, or retires concurrently, under the State Employees' Retirement System as a state member of that system or under the retirement system of the University of California. In the calculation of allowances of members who qualify for retirement under this subdivision, and who are not qualified for retirement under subdivision (a) of this section, there shall be excluded any service rendered in other states of the United States, its territories and possessions or in the Dominion of Canada. Application for retirement under this subdivision may be made at any time, but applicants shall not otherwise be subject to the provisions of Section 14606."

Amendment No. 3

On page 1, line 18, strike out "2", and insert "3".

Amendment No. 4

On page 1, line 20, strike out "all", and insert "the last five".

Amendment No. 5

On page 2, line 6, after "California", insert "In the calculation of allowances of members who qualify for retirement under this subdivision, and who are not qualified for retirement under subdivision (a) of this section, there shall be excluded any service rendered in other states of the United States, its territories and possessions or in the Dominion of Canada."

Amendment No. 6

On page 2, line 14, strike out "3", and insert "4".

Amendment No. 7

On page 2, line 27, strike out "4", and insert "5".

Amendment No. 8

On page 2, line 37, strike out "5", and insert "6".

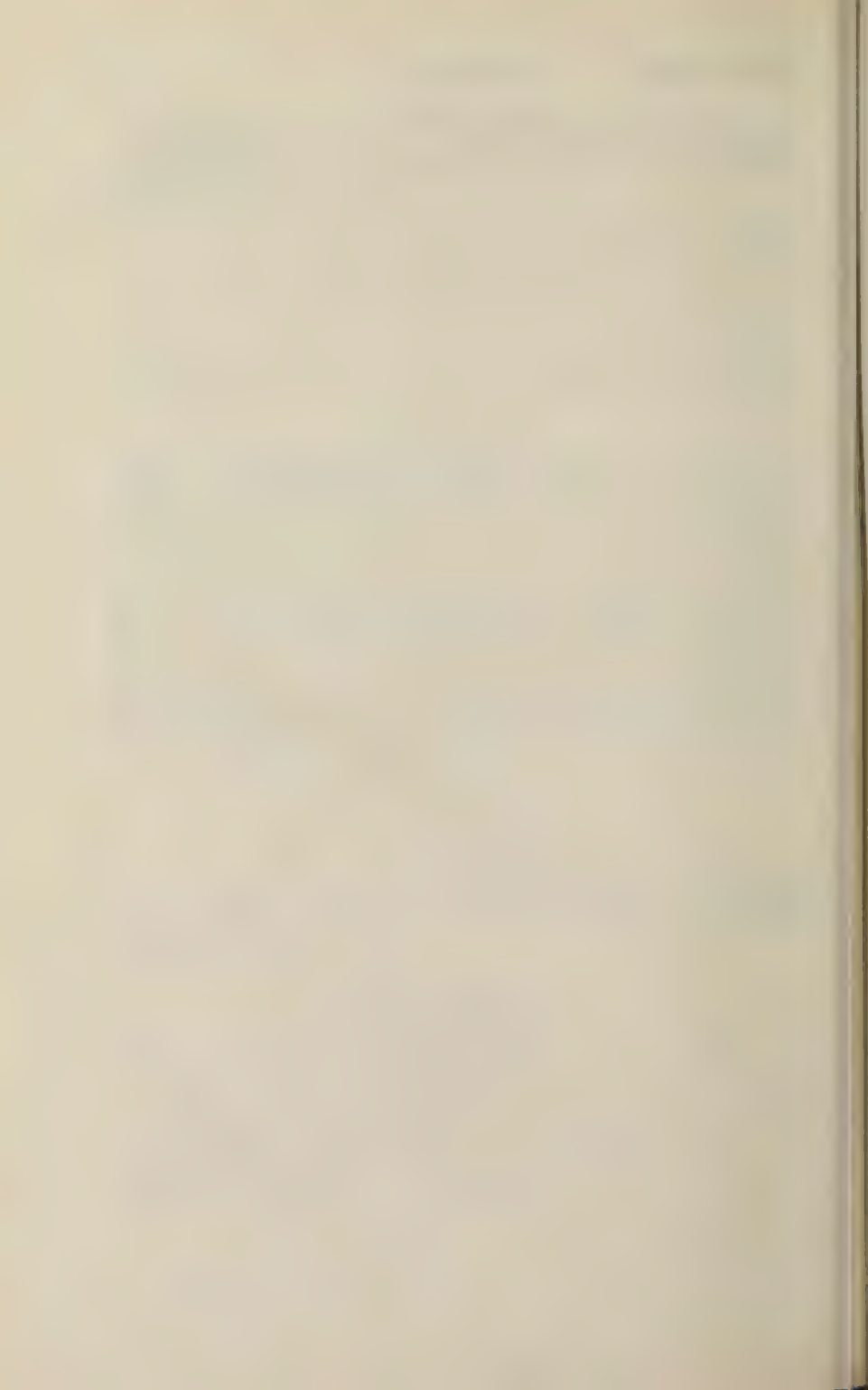
Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 5.35 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, April 18, 1957.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-NINTH LEGISLATIVE DAY

SIXTY-FIFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, April 18, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O God, Heavenly Father, we call upon Thee this day, mindful of our weakness. Instruct us in accordance with Thy Will. Teach us what we are to do and show us what we must accomplish in order to please Thee. Let no ignorance of our duties draw us into devious ways; nor partiality sway our minds. May we in all things hold fast to justice, tempered with mercy, so that our judgment may in no wise be at variance with Thee. Help each of us to bear one another's burdens, forgive one another's faults, and show charity and kindness to all our fellow-men. Grant that we may persevere in our respective tasks with an inviolable fidelity to the very end and thus please Thee, O Lord. May our citizens, who have put their trust in us, never have any cause to feel that we have not done our best for each one of them. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Montgomery, on motion of Senator Burns, due to legislative business.

Senator Short, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lucian B. Vandergrift of Sacramento.

On request of Senator Ed. C. Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Edward Kimerer and daughter, Helen, of Marysville.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Stephen Drew of Sacramento; Louis Berumen of Los Angeles and son, Edward; Charles Katzman, faculty member, U. C. L. A.; and students Marion Brennan, Howard Gingold, Marvin Seid, and Helen Tooher.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jim Morehead and three daughters, Denise, Mary Jill, and Terry, all of Chico.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. G. Conrad Baker of San Jose and Mrs. Kenneth Raymond of Sacramento.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Milton Cohen, Superintendent of Schools for Inyo County, from Independence.

On request of Senators Beard and Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Roy Beard and Miss Patricia Beard of Sacramento.

On request of Senators Beard and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Barbara Rosini of Chatsworth and Miss Barbara Nougier of Canoga Park.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Mary Burke of Menlo Park, and Mrs. David Oliver and children, David and Mimi, from Menlo Park.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Claude Galmarino, member State Fair Board, from Fresno.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and Brownies from Troop 291, Colonial Acres, Hayward: Mrs. Forest Testerman, Mrs. Glen Westover, Mrs. Carl King, Miss Karlay King, Mrs. Frank Tedder, Linda Bashaw, Dori Blankenship, Linda Huntington, Daveanne King, Judy Leger, Claudia Lindner, Sandra Tedder, Sheila Testerman, Nancy Scott, Kristine Jasven, Brenda Ronk, Ina Zimmerman, Diane Westover, Martha Lowe, and Faye Westover.

On request of Senators Breed and Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Ruth Dollar of San Francisco.

On request of Senators Farr and Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Roy Paul and her son, Jerry Paul; Mrs. Harold Campe and her son, Dick Campe, all of Oakland.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Brent Britschgi and Violet Britschgi, both of Redwood City.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Zuckerman, Mrs. Picone, and the following scouts from Troop 240, Walnut Creek Grammar School, Walnut Creek: Marsha Maguire, Gail Wiley, Lois Schueren, Shirley Zuckerman, Laura Picone, Kathy Sahlin, Ellen La Vallee, Turalu Brady, and Davida Lotzear.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Palo Alto Teen-age Republicans: Jamie McDowell, Bob Geddes, Steve Foster, Dwight Porter, Jim Balboni, Francis Robertson, Catherine Carol Ledford, Susan Pfyl, and Billie Harman; and their leader, John Hanley, all of Palo Alto.

On request of Senator McBride, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Robert Bromley of Los Angeles.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rick Dumm of Sacramento.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ken and Marion Harvey, and their daughter, Minday, from Sacramento.

On request of Senator Abshire, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Janice Lee Lampson and Judy Bye Lampson, of Geyserville.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following leaders and Campfire Girls from McKinley Elementary School, San Leandro: *the Elu Te Ohi Na Camp Fire Girls*—Mrs. Walter L. Lindsey, leader, Mrs. Carl Koell, assistant leader, Jeanette Lindsey, Corliss Koell, Barbara Hyde, Patty Diamont, Dianne Lapp, Carol Rosenquist, Bonnie Gillaspy, and Judy Cole; *the Ako-O-Sido Camp Fire Girls*—Mrs. Everett Davis, leader, Pamela Davis, Ardith Gordon, Geraldine Freitas, Terrie Gladstein, Cathy Roberts, and Teresa Swisher; *guests of both groups*—Mrs. Everett Hyde, Kathy Hyde, Elisabeth Hyde, Mrs. Harry Diamont, George Diamont, Barbara Lindsey, Mrs. Sylvia Gladstein, Debbie Gladstein, and Jerry Gladstein.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Gray, Mrs. Santos, and the Gay Bluebird Group from Alameda County.

On request of Senators Richards and Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Harley Eckert of San Gabriel and Mrs. Dan Hammack, Jr., of San Marino.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Josiah Horton Beeman, V, assistant advisor, Explorer Post 14, Boy Scouts of America, and Michael Hone, Jerry Falk, Richard Ebert, Robert Ebert, Kent Jakobsen, Bucky Luetscher, Peter Slatlebo, and Don Lynch, of San Francisco.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Girl Scouts and leaders: *girls of Troop 199, Peter Lassen Junior High*—Sally Bean, Carlys Beitz, Linda Cotter, Evelyn Daly, Kathleen Nelson, Judy Ortezt, Pat Snyder, Jackie Sumner, Kristine Shaffer, Karen Billings, Marcie Rousseau, Glenda Thorp, Rachel Weber, Kathy Whitsell, Sue Gamel, Edra Mahaffey, Willa Mackie, Judi Fales, Shirley Steele, and Glenda McDaniel; *girls of Troop 329, Mark Twain School*—Diane Drake, Haydee Dempster, Rosalie Cervantes, Karen Valine, Sandra Gum, Margo Carey, Loni Bristow, Pamela Hansel, Johnette Wardlow, Diane Anderson, Patty Texiera, Erin Delano, Susan Silva, Connie Long, Ann Beery, Nancy Prewitt, Gale Thorp, Doris Smith, Carol Franz, Kit Phelps, Betty Davis, Darlene Gabbert, Mary Pridham, Caroline Mirskey, and Carol Lee Cotter; Ronald R. Jackson, Mrs. James Whitsell, Mrs. Pat Delano, Mrs. Barney Carey, Mrs. Terry Clark, Mrs. Harold Hansel, Mrs. Anna Sumner, Mrs. Laurene Bean, Mrs. Anna Rousseau, and Mrs. Glenn C. Thorp.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to his young son, Kimbal Dean Richards, and his wife, Mrs. Richard Richards, of Los Angeles.

On request of Senator John F. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charley Metro, manager; Erv Palica, pitcher; Owen Friend, second base; Dick Marlowe, pitcher; and Gordon Sundin, pitcher.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following leaders and Girl Scouts from Troop 218, Starr-King School, Arden-Carmichael District: Judy Bartholomew, Marcia Brankamp, Marcia Brooks, Georgianne Coffey, Sheila Jackson, Dianne Dibble, Christine Dunbar, Karen Gilbertson, Carol Hall, Susan Hilt, Sharon Jackson, Adele Lindstaedt, Dorothy McAdoo, Julie Moore, Susan Moulton, Eleanor Murray, Connie Phillips, and Judy Tawse; Mrs. Lynn Brankamp, leader, Mrs. Ralph Jackson, Mrs. Walter Dunbar, and Mrs. William Tawse.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to General and Mrs. J. B. Cress and Timmy and Ricky Locke, all of Palo Alto.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Robert I. McCarthy and daughters, Maureen, Monica, Marjorie, Sheila, and Colleen, wife and daughters of Senator Robert I. McCarthy of San Francisco.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. J. F. McCarthy and sons, Shean, Paul, Robie, Bryan, and Jack, wife and children of Senator John F. McCarthy of San Rafael.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. Henry M. Weber of Indio.

On request of Senators Grunsky and Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Hubert Wyckoff of Watsonville.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Fred Johnston, Supervisor, Yolo County Fourth District, and L. M. Harper and W. D. Laughlin.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 18, 1957

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

MAURICE J. LYNCH, a resident of San Francisco; owner and manager of Lynch & Sons Van & Storage Company, San Francisco, and active in civic affairs.

to the Board of Corrections, vice C. C. Cottrell, resigned, for the term prescribed by law, ending March 15, 1961.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

Message read, and ordered printed in the Journal.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 941—An act to add Section 492.1 to the Fish and Game Code, and amend Section 7920 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to fish;

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Senate Bill No. 941 ordered stricken from the file.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1078

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, April 17, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 225

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 225—An act to repeal Section 3600.5 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 18, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Constitutional Amendment No. 64

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Constitutional Amendment No. 64—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 of Article II thereof, relating to the right to vote.

Referred to Committee on Elections.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 18, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 10
Assembly Bill No. 27
Assembly Bill No. 699
Assembly Bill No. 1249
Assembly Bill No. 1340
Assembly Bill No. 1479

Assembly Bill No. 1657
Assembly Bill No. 2010
Assembly Bill No. 2017
Assembly Bill No. 2536
Assembly Bill No. 2537

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 10—An act to add Chapter 1.9, comprising Sections 5120 to 5128, inclusive, to Division 3 of the Education Code, relating to property valuations for the purpose of allocating money to school districts, and the adjustment of school district tax rates as a result thereof.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 27—An act to add Section 426 to the Government Code, relating to the adoption of an official state symbol for the campaign against the disposal of litter in public places.

Referred to Committee on Transportation.

Assembly Bill No. 699—An act making an appropriation to pay the expenses of Members of the Assembly, to take effect immediately.

Referred to Committee on Finance.

Assembly Bill No. 1249—An act to amend Section 3262 of the Unemployment Insurance Code, relating to voluntary unemployment disability insurance plans.

Referred to Committee on Labor.

Assembly Bill No. 1340—An act to amend Sections 16303 and 16304 of, and to add Section 16304.1 to, the Government Code, relating to the reversion of appropriations.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1479—An act to amend Section 257 of, and to add Sections 257.2 and 257.4 to, the Vehicle Code, relating to junior permits.

Referred to Committee on Transportation.

Assembly Bill No. 1657—An act to add Section 753.1 to the Vehicle Code, relating to admissibility of evidence of speed obtained by use of radar or electronic device.

Referred to Committee on Transportation.

Assembly Bill No. 2010—An act to amend Section 2508, and to add Article 1.5 (commencing with Section 2520) to Chapter 1, Part 2, Division 1 of, the Public Utilities Code, relating to food warehousemen.

Referred to Committee on Public Utilities.

Assembly Bill No. 2017—An act to add Section 330 to the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Assembly Bill No. 2536—An act to add Sections 21250.5 and 21703 to the Government Code, relating to the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2537—An act to amend Sections 20607 and 20607.5 and to add Sections 20607.51, 21252.5 and 21364.6 to the Government Code, relating to the State Employees' Retirement System with respect to local safety members, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 20	Senate Bill No. 569
Senate Bill No. 45	Senate Bill No. 699
Senate Bill No. 166	Senate Bill No. 1043
Senate Bill No. 180	Senate Bill No. 1086
Senate Bill No. 304	Senate Bill No. 1122
Senate Bill No. 322	Senate Bill No. 1190
Senate Bill No. 348	Senate Bill No. 1191
Senate Bill No. 353	Senate Bill No. 1271
Senate Bill No. 354	Senate Bill No. 1272
Senate Bill No. 355	Senate Bill No. 1273
Senate Bill No. 436	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 181
Senate Bill No. 336
Senate Bill No. 347
Senate Bill No. 359
Senate Bill No. 360
Senate Bill No. 397
Senate Bill No. 403
Senate Bill No. 424
Senate Bill No. 457

Senate Bill No. 837
Senate Bill No. 1123
Senate Bill No. 1140
Senate Bill No. 1173
Senate Bill No. 1528
Senate Bill No. 1935
Senate Bill No. 2324
Senate Concurrent Resolution No. 70

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 117
Senate Bill No. 1580
Senate Bill No. 2150
Senate Bill No. 2305

Senate Bill No. 2090
Senate Bill No. 2522
Senate Bill No. 2566

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2089

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 904—An act to amend Sections 2001, 2004, and 2009 of the Welfare and Institutions Code, relating to old age assistance;

Senate Bill No. 968—An act to add Section 17210 to the Revenue and Taxation Code, relating to deduction for political contributions;

Senate Bill No. 1388—An act to amend Sections 114, 1560, 2012, and 2023 of the Welfare and Institutions Code, relating to the administration of public assistance;

Senate Bill No. 1490—An act to repeal Section 20009.1 of, and to add Section 20009.1 to, the Government Code, relating to the State Employees' Retirement System in respect to coverage of employees of public agencies;

Senate Bill No. 2332—An act to amend Section 2804 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of April, 1957, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 71—An act to add Section 823.7 to the Agricultural Code, relating to apples, and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 200—An act to amend Section 4861 of the Education Code, relating to membership of schools and county superintendents in educational organizations;

Senate Bill No. 282—An act to amend Section 5096 of the Business and Professions Code, relating to accountants;

Senate Bill No. 498—An act to amend Sections 24224, 24231 and 24246 of the Health and Safety Code, relating to air pollution control;

Senate Bill No. 499—An act to amend Section 24245 of the Health and Safety Code, relating to air pollution control;

Senate Bill No. 505—An act to add Section 24263.7 to the Health and Safety Code, relating to air pollution control;

Senate Bill No. 737—An act to amend Section 205.5 of the Agricultural Code, relating to the Livestock Sanitary Committee;

Senate Bill No. 739—An act to amend Section 20330 of the Government Code, relating to the exemptions from membership in the State Employees' Retirement System;

Senate Bill No. 754—An act to amend Section 139.5 of the Agricultural Code, relating to rodents harboring diseases;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of April, 1957, at 4 p.m.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 1085

Assembly Bill No. 2269

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Bill No. 1714

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:

Assembly Bill No. 1927

Assembly Bill No. 1062

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11; committee vote: Ayes 7; absent 4.

HAROLD T. JOHNSON, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 15, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 829

Senate Bill No. 1853

Senate Bill No. 1045

Senate Bill No. 2325

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 13; committee vote: Ayes 7.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 1625

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 13; committee vote: Ayes 7.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Financial Institutions

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which were referred:

Senate Bill No. 1496	Assembly Bill No. 66
Senate Bill No. 1497	Assembly Bill No. 67
Senate Bill No. 744	Assembly Bill No. 1256
Senate Bill No. 2104	Assembly Bill No. 1257
Assembly Bill No. 295	Assembly Bill No. 1462
Assembly Bill No. 1273	Assembly Bill No. 358
Assembly Bill No. 1275	

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 9.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which were referred:

Assembly Bill No. 1248
Assembly Bill No. 4014

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 9.

BYRNE, Chairman

Above reported bills ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 3941

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 9; committee vote: Ayes 8; absent 1.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 2359

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and refer to an interim committee.

Committee membership 9; committee vote: Ayes 8; absent 1.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, SACRAMENTO, April 16, 1957

MR. PRESIDENT: Your Committee on Education, to which was referred:

Senate Bill No. 227

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

Committee membership 11; committee vote: Ayes 11.

DONNELLY, Chairman

Above reported bill ordered to second reading.

LETTER OF TRANSMITTAL

CALIFORNIA LEGISLATURE, STATE CAPITOL
SACRAMENTO, CALIFORNIA, March 28, 1957

*Hon. Harold J. Powers, President
and Members of the Senate*

GENTLEMEN: In accordance with Senate Resolution No. 123, adopted at the 1955 Regular Session, the Senate Interim Committee on Public Works submits this report which consists of three parts.

The committee, assigned the task of making studies in the Department of Public Works, selected three subjects in the Division of Highways.

The committee has unanimously adopted the findings and recommendations contained in all sections of the report.

The committee wishes to express its sincere appreciation to all members of the advisory committee, task force, special assistants and consultants whose combined efforts made these studies and this report possible.

Also the committee wishes to heartily thank the members of the Department of Public Works, the Division of Highways, and all others who assisted in the studies.

Respectfully submitted,

JOHN F. MCCARTHY
ED. C. JOHNSON

Letter of transmittal ordered printed in the Journal.

Report ordered printed in the Appendix to the Journal.

Motion to Print Report

Senator John F. McCarthy moved that 1,000 additional copies of the final report submitted by the Senate Interim Committee on Public Works, be printed for distribution.

Motion carried.

LETTER OF TRANSMITTAL

SENATE INTERIM COMMITTEE ON PUBLIC WORKS
SAN RAFAEL, CALIFORNIA, March 14, 1957

*Hon. Harold J. Powers, President
And Members of the Senate*

GENTLEMEN: In accordance with Senate Resolution No. 123, 1955 Regular Session, the Senate Interim Committee on Public Works submits this report on the County Public Building Deficiencies in California.

The report was prepared on the request of the County Supervisors Association of California. It is an audit and analysis of the reports submitted by each of the counties and indicates the total program for the five-year period 1956-1961 and the additional funds required by each of the counties to complete their programs.

The committee has unanimously adopted the report as representing the needs of the counties for buildings in each of the various groups shown in the report.

Respectfully submitted,

JOHN F. MCCARTHY, Chairman
ED. C. JOHNSON, Vice Chairman

Letter of transmittal ordered printed in the Journal.

Report ordered printed in the Appendix to the Journal.

Motion to Print Report

Senator John F. McCarthy moved that 2,000 additional copies of the supplemental report submitted by the Senate Interim Committee on Public Works, be printed for distribution.

Motion carried.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

Senate Bill No. 933—An act to amend Sections 21402, 21403, and 21666 of the Public Utilities Code, relating to aeronautics.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities:

Amendment No. 1

On page 2, line 11, of the printed bill, as amended in Senate April 4, 1957, after "airport", insert "having a runway of 3,000 feet or more".

Amendment No. 2

On page 2, line 17, after the period, insert "The cone of approach of an airport having a runway of less than 3,000 feet comprises the airspace extending 2,000 feet sideways from the exterior landing strips beginning at ground level and continuing at an ascending rise of one foot in every seven feet, and extending one mile from each end of the landing strips beginning at the ground level and continuing at an ascending rise of one foot in every 20 feet."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 988—An act to provide for the issuance and sale of state bonds to create a fund for the use of the Board of State Harbor Commissioners for San Francisco Harbor in improving that harbor and its facilities including the wharves, piers, seawalls, railroad, spurs, appurtenances thereto, and any necessary dredging and filling in connection therewith; to create a sinking fund for the payment of the bonds; to define the duties of state officers in relation thereto; and to make an appropriation for the expense of printing the bonds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency.

Amendment No. 1

In line 1 of the title of the printed bill, after "act", insert "to add Chapter 13 (commencing at Section 3375) to Part 1 of Division 6 of the Harbors and Navigation Code,".

Amendment No. 2

On page 1, strike out lines 1 to 10, inclusive, and insert "SECTION 1. Chapter 13 (commencing at Section 3375) is added to Part 1 of Division 6 of the Harbors and Navigation Code, to read:"

CHAPTER 13. SAN FRANCISCO PORT BOND LAW OF 1958

3375. This chapter may be cited as the "San Francisco Port Bond Law of 1958."

3376. As used in this chapter the following words shall have the following meanings:

(a) "Committee" means the San Francisco Harbor Bond Finance Board, created by Section 3302.

(b) "Board" means the Board of State Harbor Commissioners for San Francisco Harbor, as the same is constituted by Part 1 of Division 6 of the Harbors and Navigation Code, or any successor thereof.

(c) "Fund" means the Fifth San Francisco Seawall Fund, which fund is hereby created in the State Treasury.

(d) "San Francisco Harbor Improvement Fund" means the fund now existing in the State Treasury and created by Section 1706.

(e) "Available moneys" in the San Francisco Harbor Improvement Fund means any moneys in the San Francisco Harbor Improvement Fund other than the amounts required by law to be otherwise applied to some special or particular purpose.

3377. For the purpose of creating a fund herein called the Fifth San Francisco Seawall Fund to provide for the improvement of San Francisco Harbor and its facilities, including wharves, piers, seawalls, railroads, spurs, streets, and appurtenances to any of the foregoing, and personal or real property used in connection therewith, and any necessary dredging and filling in connection therewith by the board and to redeem bonds authorized prior to the enactment of this chapter and outstanding, the committee shall be and is hereby authorized and empowered to create a debt or debts, liability or liabilities, of the State of California, in the

aggregate amount of fifty million dollars (\$50,000,000) in the manner and to the extent provided herein or otherwise provided by law. The authorization to issue bonds as herein set forth shall be a continuing authorization until all of said bonds shall have been issued and sold, provided that no bonds shall be issued or sold pursuant to this chapter subsequent to July 1, 1999.

3378. The board is hereby authorized and empowered to make improvements or purchases specified in Section 3377 and to expend from the Fifth San Francisco Seawall Fund created by this chapter, in the manner authorized by law, any and all funds therein, derived from the sale of bonds as provided in this chapter.

3379. Whenever the board determines by resolution that a bond issue under this chapter is necessary or desirable in order to make any of the expenditures authorized by this chapter, and so certifies to the committee, then the said committee shall approve or disapprove said resolution, and if it approves said resolution, the committee shall adopt a resolution authorizing and directing the State Treasurer to arrange for the preparation of the requisite number of suitable bonds and shall specify as to such bonds then to be sold:

(a) The aggregate number, aggregate par value, denominations and the date of the bonds to be then sold. The bonds may be issued in series or divisions of the total authorized issue. Such denominations shall be in the sum of one thousand dollars (\$1,000), or multiples thereof. The date appearing on the bonds or series or division shall be deemed to be the date of issuance of such series or division for all purposes of this chapter, irrespective of the actual date of delivery of such bonds of such series or division and the payment of the purchase price thereof.

(b) The dates of maturity, and the amount and numerical sequence of the bonds maturing at each date of maturity, which amounts need not be equal, but which dates shall be at annual or semiannual intervals, and the first of which dates of maturity shall be not more than five years, and the last of which dates of maturity shall be not more than 50 years, after the date of the bonds or any series or division thereof.

(c) Whether or not the bonds are to be subject to redemption at the option of the board prior to maturity, and, if so, the provisions for such redemption, the manner of the call thereof, and the price or prices at which the bonds shall be subject to redemption.

(d) The annual rate, or rates, of interest which the bonds to be issued shall bear, which rate, or rates, at the discretion of the committee, may be determined by the bidder at the time of sale of said bonds, not to exceed 6 percent per annum. Such interest may be payable at such periods as may be fixed by the committee.

(e) The technical form and language of the bonds and interest coupons.

(f) Whether or not the right is reserved to make delivery in the form of temporary or interim bonds, certificates, or receipts, exchangeable for definitive bonds when executed and available for delivery, and if such right is reserved the denominations and form of such temporary securities.

(g) Whether or not the bonds are to be subject to registration, the denominations of registered bonds and the provisions, if any, for the interexchange of bonds of different denominations, the issuance of new bonds of different denominations in lieu of, or in exchange for, bonds of a like aggregate principal amount but of different denominations and the form and all of the terms and conditions of such registration and of such exchange. If such registration is provided for, all of the provisions of this chapter with reference to the payment of bonds and interest coupons shall be subject to the terms and conditions of such registration with respect to the payment of registered bonds and the interest thereon.

(h) All other terms and conditions of the bonds and of the execution, issuance and sale thereof, which shall be consistent with all of the provisions of this chapter.

(i) The committee may authorize the State Treasurer to sell all or any part of the bonds herein authorized at such time or times as may be fixed by the State Treasurer.

3380. All bonds issued under this chapter shall bear the facsimile signature of the Governor and the facsimile countersignature of the Controller and shall be endorsed by the State Treasurer by facsimile signature and the bonds shall be signed, countersigned and endorsed by the officers who shall be in office on the date of the adoption of the resolution of the committee, and each of the bonds shall bear a facsimile of the Great Seal of the State of California. The bonds so signed, countersigned, endorsed and sealed, when sold and delivered, shall be and constitute a valid and binding obligation upon the State of California, although the sale or delivery thereof be made at a date or dates upon which the officers having signed, countersigned and endorsed the bonds, or any or either of such officers, shall have ceased to be the incumbents of the offices held by them at the time of signing, countersigning, or endorsing such bonds. Each bond issued under this chapter shall contain a clause or clauses stating that interest shall cease to accrue thereon from and after the date of maturity thereof, and referring to the resolution of the San Francisco Harbor Bond Finance Board, by virtue of which the bond is issued.

3381. All bonds herein authorized, which shall have been duly sold and delivered as herein provided, shall constitute valid and legally binding general obligations of the State of California, and the full faith and credit of the State of California is hereby pledged for the punctual payment of both principal and interest thereof. There is hereby appropriated from any available moneys in the San Francisco Harbor Improvement Fund, or if such moneys are insufficient, then from the General Fund of the State of California, such sum annually as will be necessary to pay the principal of and interest on the bonds issued and sold pursuant to the provisions of this chapter, as such principal and interest become due and payable. Any sums withdrawn from the General Fund for the payment of principal of or interest on the bonds shall be returned to the General Fund as soon as moneys are available for that purpose in the San Francisco Harbor Improvement Fund, together with interest thereon at the same rate as, at the time of appropriation, is earned by short term current investments through the pooled money investment account, such earnings to be determined by the Controller.

The board shall collect in the same manner and at the same time as other harbor revenue is collected, such sum, in addition to the ordinary revenues of the harbor, as shall be required to pay the principal and interest on said bonds as herein provided, and it is hereby made the duty of all officers charged by law with any duty in regard to the collection of said revenues, to do and perform each and every act which shall be necessary to collect such additional sum.

3382. In determining the dates of maturity of the bonds, and the amount thereof to mature at each date of maturity, the committee shall be guided, so far as it may deem to be practicable, by the amounts of the revenue estimated to accrue to the San Francisco Harbor Improvement Fund. The committee shall fix and determine the dates and amounts of such maturities in such manner that, together with the dates and amounts of interest payments on the bonds, they shall coincide, as nearly as it may deem to be practicable, with the dates and amounts of such estimated revenue.

3383. The rate of interest to be borne by the bonds need not be uniform for all bonds of the same issue, series or division and shall be the rate or rates fixed and determined by the committee in a resolution adopted prior to the sale of the bonds or as specified in the bid accepted by the State Treasurer if the bonds are sold on the basis of the bidder naming the interest rate or rates, in which event the State Treasurer shall fix such rate or rates in conformity with the bid of the successful bidder.

3384. Both principal of and interest on the bonds shall be payable in lawful money of the United States, at the Office of the State Treasurer, or at the office of any duly authorized fiscal agent of the State.

3385. Each bond shall contain a reference to this act, and if subject to call or redemption prior to maturity, a recital to that effect.

3386. The bonds authorized to be issued under this article shall be sold by the State Treasurer to the highest bidder for cash, either at public auction or upon sealed bids as the committee may by resolution determine. Highest bidder shall be the bidder whose bid will result in the lowest net interest cost on account of said bonds. If the State Treasurer determines that the bids received are not satisfactory as to price or responsibility of the bidders, the State Treasurer may reject all bids received. The Treasurer may from time to time, by public announcement at the place and time fixed for the sale, continue such sale, as to the whole of the bonds offered, or any part thereof offered, at such time and place as he may select. If the bonds are offered for sale upon sealed bids, then each bid shall be in writing and signed by the bidder and sealed, and shall be accompanied by the deposit of a certified check or cashier's check for one half of one percent (0.5%) of the par value of the bonds so offered for sale, but not exceeding one hundred thousand dollars (\$100,000), drawn on a bank or trust company authorized to transact and transacting business in the State of California, payable to the Treasurer of the State of California, such deposit not to bear interest. The deposit of each unsuccessful bidder shall be returned to him immediately upon the nonacceptance of his bid, and the deposit of the successful bidder shall immediately upon the acceptance of his bid become and be the property of the State of California and be placed in the State Treasury to the credit of the Fifth San Francisco Seawall Fund and shall be credited to the successful purchaser upon the purchase price of the bonds bid for in case such purchase price is paid in full by him within the time mutually agreed upon between the successful bidder and the Treasurer. If the purchase price is not so paid, the successful bidder shall have no right in and to the bonds or by reason of such bid, or to the recovery of the deposit accompanying the bid, or to any allowance or credit by reason of such deposit unless it shall appear that the bonds would not be validly issued if delivered to the purchaser in the form and manner proposed. In case the purchase price is not so paid, the bonds so sold but not paid for shall be resold by the State Treasurer upon notice as provided in case of original sale.

Temporary or interim bonds, certificates, or receipts of any denomination whatever and with or without coupons attached thereto, to be signed by the State Treasurer, may be issued and delivered until the definitive bonds are executed and

available for delivery. Signature of the State Treasurer may be by facsimile or signature stamp.

3387. Due notice of the time and place of sale of all bonds shall be given by the State Treasurer by publication in one newspaper published in the City and County of San Francisco and also by publication in one newspaper published in the City of Sacramento and by publication in one newspaper published in the City of Los Angeles once a week during two weeks prior to such sale. In addition to the notice last above provided for, the State Treasurer may give such further notice as he may deem advisable. The proceeds of the sale of such bonds, other than such amount as may have been paid as premium or accrued interest thereon, shall be forthwith paid over by the State Treasurer into the Fund to be used exclusively for the purposes set forth in this chapter; provided, that the proceeds from the sale of the bonds may be used to pay the expense created by the issuance and sale thereof. Any premium and accrued interest received on the sale of the bonds shall be deposited in the Fifth San Francisco Seawall Sinking Fund.

3388. The board is authorized with the approval of the Department of Finance, to invest any surplus moneys in the fund in bonds or other obligations of the United States, or of the several counties, municipalities, school districts, or other public agencies of the State of California, and to sell such bonds or obligations, or any of them, at the governing market rates, upon approval of the Department of Finance; or the board may, with the approval of the Director of Finance, invest money in such fund, in interest-bearing certificates of deposit of state banks having a paid-up capital of five hundred thousand dollars (\$500,000) or more; provided, the total amount of money so deposited with any one bank shall not exceed a sum equal to 50 percent of the paid-up capital of such bank; provided, however, nothing herein contained shall inhibit the depositing in banks in accordance with Chapter 4 (commencing at Section 16500), Part 2, Division 4, Title 2 of the Government Code, of money of any of the funds subject to the control of the board or appropriated for their use.

Interest accruing upon the deposit of money of the fund shall be paid into and credited to the San Francisco Harbor Improvement Fund.

3389. The board, subject to the approval of the San Francisco Harbor Bond Finance Board, may provide for the issuance, sale or exchange of refunding bonds out of the bonds issued under this chapter for the purpose of redeeming or retiring any bond issued by the board if, under the terms of that issue, the bonds issued thereunder may be redeemed or retired. Any bonds issued hereunder may be redeemed or retired if the resolution under which the bonds are issued so permits.

3390. For the payment of the principal and interest of the bonds a sinking fund, to be known and designated as the "Fifth San Francisco Seawall Sinking Fund," shall be, and the same is hereby created in the State Treasury, as follows: The State Treasurer, at the end of five years from the date of issuance of each issue of bonds of any series or division provided for in this chapter, shall, on the first day of the month and on the first day of each month thereafter, until date of maturity of the issue of bonds, take from any available moneys in the San Francisco Harbor Improvement Fund, such sum as multiplied by the total number of months, less 60, between the date of issuance and date of maturity of such bonds, will equal the principal of all the bonds of such issue; and he shall place the sum in the "Fifth San Francisco Seawall Sinking Fund." The State Treasurer shall on Controller's warrants duly drawn for that purpose, invest the moneys in the sinking fund in the purchase of the bonds of the United States, or of the State of California, including any bonds authorized, issued and theretofore sold under authority of this chapter or of the several counties, municipalities, school districts, or other public agencies of the State of California, which bonds shall be kept in a proper receptacle, appropriately labeled; but he shall always keep on hand a sufficient amount of money in the sinking fund with which to pay the principal and interest on such of the state bonds herein provided to be issued as may have theretofore been sold. The State Treasurer may only purchase such bonds authorized and issued under authority of this chapter with moneys in the sinking fund as have been theretofore sold. To provide means for the payment of interest on the bonds that may be sold and outstanding, the Treasurer shall monthly take from the San Francisco Harbor Improvement Fund, and pay into the Fifth San Francisco Seawall Sinking Fund, an amount equal to one month's interest upon all bonds then sold, delivered, and outstanding.

Interest accruing upon investment made from moneys in the Fifth San Francisco Seawall Sinking Fund shall be deposited in the Fifth San Francisco Seawall Sinking Fund unless otherwise required under any resolution providing for the issuance of revenue bonds to be credited to the San Francisco Harbor Improvement Fund.

3391. Whenever the committee deems that it will increase the salability or the price of the bonds to obtain, prior to or after sale, a legal opinion, other than that of the Attorney General, as to the validity of the bonds, the committee may authorize the State Treasurer or the Department of Finance, or both, to obtain such a legal opinion. Payment for such legal services shall be made from the proceeds of the sale of the bonds, or any other funds available to the Board of State Harbor Commissioners.

3392. The State Treasurer directly or through a state fiscal agent, or agents, shall, on the respective dates of maturity of all bonds, or on the date fixed for the prior redemption of any thereof which may be duly called for redemption, and on the respective due dates of all coupons pertaining to any of said bonds, other than coupons canceled because of the redemption of any of said bonds prior to maturity, or as soon thereafter as said bonds or coupons respectively are surrendered to him, or to such state fiscal agent, or agents, pay the same.

3393. Upon the payment of any such bond or coupon, the State Treasurer, or such state fiscal agent, or agents, shall perforate the same with a suitable device in a manner to indicate such payment and a record of such payment shall be made thereof. The State Treasurer, or such state fiscal agent, or agents, shall also on the respective dates of maturity of any such bonds which have been executed but which remain unsold, cancel the same by perforation with a suitable device in a manner to indicate such cancellation and the date thereof, and on the respective due dates of all coupons attached to any such bond remaining unsold, shall detach all such coupons the due date of which has been reached, and cancel them in the same manner as provided for the cancellation of bonds remaining unsold. After proceedings set forth in Section 3379 new bonds conforming to the directions of the committee may be prepared and executed in lieu of any bonds so cancelled, and may be sold and issued in the same manner as provided for other bonds in this chapter.

3394. The State Treasurer, or such state fiscal agent, or agents, with the approval of the State Treasurer, may destroy or cremate any or all bonds and any or all coupons pertaining thereto which have been previously paid or canceled as provided herein in accordance with the provisions of Government Code Section 16772.

3395. It shall be the duty of the State Treasurer to pay the interest of said bonds, when the same falls due, out of the sinking fund provided for in this act, on Controller's warrants duly drawn for that purpose.

3396. All bonds issued under this chapter and sold shall be deemed to have been called in at their respective dates of maturity and the State Treasurer shall, on the respective dates of maturity of said bonds, or as soon thereafter as said matured bonds are surrendered to him, pay the same upon Controller's warrants duly drawn for that purpose. The provisions of this section shall be applicable also to the interest coupons pertaining to the bonds authorized by this chapter to be issued. All money remaining in the Fifth San Francisco Seawall Sinking Fund, after the principal of and interest upon all bonds issued under the provisions of this chapter have been paid in full and after all such bonds and the interest coupons therefrom have all been canceled, shall be paid into the San Francisco Harbor Improvement Fund to be expended in accordance with law.

3397. Whenever the board shall determine that any bonds then outstanding, and which by their terms are subject to redemption prior to maturity, should be redeemed, and that money sufficient for such redemption will be available at the time proposed for such redemption, it may, by resolution approved by the committee, direct the State Treasurer to call and redeem any such bonds, at a time specified in such resolution, and the State Treasurer shall thereupon give notice of such proposed redemption and redeem the bonds in accordance with the provisions for redemption provided for in the resolution of the board adopted under Section 3379 pursuant to which the bonds were issued.

3398. The State Controller and the State Treasurer shall keep full and particular account and record of all their proceedings under this chapter, and they shall transmit to the Governor an abstract of all such proceedings thereunder, with an annual report, to be by the Governor laid before the Legislature biennially; and all books and papers pertaining to the matter provided for in this chapter shall at all times be open to the inspection of any party interested, or the Governor, or the Attorney General, or a committee of either branch of the Legislature, or a joint committee of both, or any citizen of the State.

SEC. 2. This act shall take effect upon its adoption by the people as to all its provisions except those relating to and necessary for its submission to the people, and for returning and canvassing the votes, and as to said excepted provisions this act shall take effect on the ninety-first day after the final adjournment of the 1957 Regular Session of the Legislature.

SEC. 3. This act shall be submitted to the people of the State of California for their ratification at the next general election, to be held in the month of November, 1958, and all ballots at said election shall have printed thereon and in a square thereof, the words: "For the San Francisco Port Bond Law of 1958," and the same square under said words the following in eight-point type: "This act provides for a bond issue of \$50,000,000 to be used by the Board of State Harbor Commissioners for San Francisco Harbor for improvement of San Francisco Harbor." In the square immediately below the square containing such words, there shall be printed on said ballot the words, "Against the San Francisco Port Bond Law of 1958," and in the same square immediately below said words in eight-point type shall be printed: "This act provides for a bond issue of \$50,000,000 to be used by the Board of State Harbor Commissioners for San Francisco Harbor for improvement of San Francisco Harbor." Opposite the words "For the San Francisco Port Bond Law of 1958" and "Against the San Francisco

Port Bond Law of 1958" there shall be left spaces in which the voters may place a cross in the manner required by law to indicate whether they vote for or against the act, and those voting for the act shall do so by placing a cross opposite the words, "For the San Francisco Port Bond Law of 1958" and those voting against the act shall do so by placing a cross opposite the words "Against the San Francisco Port Bond Law of 1958." Provided, that where the voting of the general election is done by means of voting machines used pursuant to law in such manner as to carry out the intent of this section, such use of such voting machines and the expression of the voters' choice by means thereof, shall be deemed to comply with the provisions of this section.

Sec. 4. The votes cast for or against this act shall be counted, returned and canvassed and declared in the same manner and subject to the same rules as votes cast for state officers; and if it appear that the act shall have received a majority of all the votes cast for and against it at the election as aforesaid, then the same shall have effect as hereinbefore provided, and shall be irrevocable until the principal and interest of the liabilities herein created shall be paid and discharged, but if a majority of the votes cast as aforesaid are against this act then the same shall be and become void.

Sec. 5. It shall be the duty of the Secretary of State to provide for a ballot pamphlet, including the submission of this act, in accordance with the provisions of Section 1 of Article 16 of the California Constitution."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Senate Bill No. 299—An act to amend Sections 16305.5, 16305.6, 16470, 16473, 16474, 16480.1, 16480.4, 16480.7, 16500, 16502, 16503, 16508, 16521, 16523, 16531, and 16533 of, to repeal Sections 16407.3, 16413, 16420, 16421, 16422, 16423, 16424, and 16759 of, to repeal Articles 2 and 3 of Chapter 3 of Part 2 of Division 4 of Title 2 of, and to add Sections 16430 and 16473.5 to, the Government Code, to amend Sections 12810 and 12811, and to repeal Section 12812 of the Water Code, and to repeal Section 4 of Chapter 611 of the Statutes of 1942, and Sections 5107, 7909, and 7922 of the Education Code, relating to state funds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate April 3, 1957, strike out lines 14 and 15, and insert "of the board. Notwithstanding the provisions of Sections 7.5 and 7.6 of this code, the members of the board shall personally make the determinations under this article, and may not authorize a deputy to act for them."

Amendment No. 2

On page 3, strike out lines 10 to 12, inclusive, and insert "nation of the board. Notwithstanding the provisions of Sections 7.5 and 7.6 of this code, the members of the board shall personally make the determinations under this article, and may not authorize a deputy to act for them."

Amendment No. 3

On page 3, strike out lines 33 and 34, and insert "the board. Notwithstanding the provisions of Sections 7.5 and 7.6 of this code, the members of the board shall personally make the determinations under this article, and may not authorize a deputy to act for them."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 987—An act to amend Section 2054 of the Harbors and Navigation Code, relating to the San Francisco Harbor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 16, strike out "fifty (50) years", and insert "forty (40) years".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1613—An act to amend Sections 65020, 65025, and 65026 of the Government Code, relating to state and local planning.
Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 20, of the printed bill, after "Whenever", insert "it is brought to the attention of".

Amendment No. 2

On page 2, line 21, after "Finance", insert "or the department".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1624—An act to amend Sections 65060, 65062, 65063, and 65092 of, and to repeal Sections 65064 and 65065 of, the Government Code, relating to regional and area planning commissions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, after "of," insert "to add Sections 65063.1, 65063.2, 65063.3, 65063.4, and 65063.5 to,".

Amendment No. 2

On page 2, line 12, strike out "The city selection"; strike out all of lines 13 and 14, and insert "A member of the commission selected by a city selection committee shall be selected by a majority vote of the committee evidenced by a notice signed by the chairman of the committee."

Amendment No. 3

On page 2, between lines 24 and 25, insert

"SEC. 4. Section 65063.1 is added to said code, to read:

65063.1. There shall be a separate and distinct city selection committee for each county or portion of a county in the district. The membership of such committees shall consist of the mayor of each city within such county or portion of a county within the district, or, where there is no mayor, the chairman or president of the city council.

SEC. 5. Section 65063.2 is added to said code, to read:

65063.2. A majority of the members of each city selection committee shall constitute a quorum.

SEC. 6. Section 65063.3 is added to said code, to read:

65063.3. The city selection committee of each county or portion of a county shall meet on October 1, 1957 in the chambers of the board of supervisors of said county for the purpose of making the first appointment to the commission as prescribed in Section 65063. The committee of each county or portion of a county

shall also meet in the chambers of the board of supervisors of such county at such times as may be necessary to fill vacancies on the commission. At least two weeks prior to the date of each meeting the county clerk of each county shall give notice of such meeting to each member of the city selection committee of such county. The meeting of the city selection committee of each county shall be conducted in the presence of the county clerk of such county who shall act as the recording officer for the meeting. It shall be the duty of the county clerk to give an appropriate notice signed by the chairman of the committee to the Secretary of State and to the chairman of the commission of each appointment made by the city selection committee as prescribed in Section 65063.

SEC. 7. Section 65063.4 is added to said code, to read:

65063.4. Each city selection committee shall appoint a chairman from among its members and such other officers as may be necessary.

SEC. 8. Section 65063.5 is added to said code, to read:

65063.5. Members of city selection committees shall serve without compensation, but may be allowed such actual expenses incurred in the discharge of their duties as may be authorized by the commission."

Amendment No. 4

On page 2, line 25, strike out "4", and insert "9".

Amendment No. 5

On page 2, line 31, strike out "5", and insert "10".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1677—An act to amend Section 23787 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "A hotel", and insert "A licensee whose premises".

Amendment No. 2

On page 1, line 9, strike out "which is", and insert "are".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2177—An act to amend 24070 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "75", and insert "70".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 478—An act to amend Sections 305, 1825.5, 1835, 1839, 1840, 1843, 1844, 1855, 2575, 2805, and 6358 of, and to add Sections 1855.1 and 1855.2 to, the Education Code, relating to the Public School System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1839, 1840,".

Amendment No. 2

On page 2, strike out lines 40 to 51, inclusive; and on page 3, strike out lines 1 to 41, inclusive.

Amendment No. 3

On page 3, line 42, strike out "6", and insert "4".

Amendment No. 4

On page 3, line 46, strike out "7", and insert "5".

Amendment No. 5

On page 5, line 1, strike out "8", and insert "6".

Amendment No. 6

On page 5, line 17, strike out "9", and insert "7".

Amendment No. 7

On page 5, line 27, strike out "10", and insert "8".

Amendment No. 8

On page 5, line 35, strike out "11", and insert "9".

Amendment No. 9

On page 5, line 47, strike out "12", and insert "10".

Amendment No. 10

On page 6, line 1, strike out "13", and insert "11".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 999—An act to add Section 24403.5 to the Education Code, relating to community recreation and declaring the urgency thereof to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 2, line 33, of the printed bill, as amended in Senate April 10, 1957, strike out "imperiled", and insert "made uncertain".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2142—An act to amend Section 2 of the Water Conservation District Act of 1931 (Ch. 1020 of the Stats. of 1931), relating to water conservation districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 3, line 7, of the printed bill, as amended in Senate April 5, 1957, after "purposes", insert "and shall not extend to any property lying outside the boundaries of the district".

Amendment No. 2

On page 3, lines 33 and 34, strike out "prepared to start work immediately on certain", and insert "willing to provide".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 704—An act to amend Section 1347 of the Fish and Game Code, relating to elk.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code," insert "and amend Section 332 of the Fish and Game Code as proposed by Assembly Bill No. 616,".

Amendment No. 2

On page 1, line 12, strike out "_____ dollars (\$_____)", and insert "as may be determined by the commission but not to exceed twenty-five dollars (\$25)".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2, after line 9, insert

"Sec. 2. Section 332 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

332. The commission may determine and fix the area or areas, the seasons and hours, the bag and possession limit, and the total number of elk that may be taken under such rules and regulations as the commission may prescribe from time to time. Only a citizen and bona fide resident of the State of California over the age of 16 years and possessing a valid hunting license may obtain a license for the taking of elk.

The fee for the license [is ten dollars (\$10), plus an additional application fee of one dollar (\$1). The application fee must accompany each application] *may be determined by the commission but not to exceed twenty-five dollars (\$25)*. The fees shall be deposited in the Fish and Game Preservation Fund and shall be expended in addition to money budgeted for salaries of the department, for the expense of enforcing the provisions of this section and the processing of the applications.

SEC. 3. Section 2 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Section 1347 of the Fish and Game Code adopted in 1933, is repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

Senate Bill No. 2350—An act to amend Section 956 of the Fish and Game Code, relating to nets.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate, April 12, 1957, strike out lines 7 to 10, inclusive, and insert "these districts.

In Districts 18 and 118.5 in the Estero Bay area trawl nets may not be used in waters less than three nautical miles from the nearest point of land on the mainland shore nor landward of a line drawn from Point Estero to Point Buchon."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

Senate Bill No. 2313—An act to amend Section 868 of the Fish and Game Code, relating to nets.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 9, of the printed bill, after "net", insert "including, but not limited to, bait nets as described in Section 919".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 426—An act regulating the activities of the Department of Fish and Game, relating to fish and game.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 1, of the printed bill, as amended in Senate April 11, 1957, strike out "pro-"; and strike out lines 2 to 7, inclusive, and insert "not obstruct the movement of boats by any bridge it may construct across Montezuma Slough in the vicinity of Grizzly Island in order to insure that Montezuma Slough will be open to travel by boat."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 30—An act to amend Sections 5932.5 and 7801.5 of the Elections Code, relating to absentee ballots.

Bill read second time, and ordered to third reading.

Assembly Bill No. 416—An act to amend Sections 5910 and 5911 of the Elections Code, relating to the mailing of absent voters' ballots.

Bill read second time, and ordered to third reading.

Assembly Bill No. 516—An act to amend Section 23986 of the Business and Professions Code, relating to the publication of notice of an application for an on-sale license of alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1013—An act to amend Section 92 of the Agricultural Code, relating to agricultural fairs.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1067—An act to amend Sections 32171, 32173, 32175, and 32176 of, and to add Section 32179 to, the Revenue and Taxation Code, relating to the alcoholic beverage tax.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1576—An act to amend Section 18102 of the Government Code, relating to disability indemnity of state employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1922—An act to amend Section 19334 of the Government Code, relating to leave of absence in the state civil service.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2015—An act to amend Section 8 of Chapter 129 of the Statutes of 1867-1868, relating to the conveyance of certain streets and alleys to the City of Red Bluff, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 542—An act to amend Section 1872 of the Education Code, relating to school district governing boards.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate April 11, 1957, strike out "occur simultaneously", and insert "exist".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 616—An act to repeal and re-enact the Fish and Game Code, and include therein codification of Chapter 1447, Statutes of 1947, and to repeal Chapter 1447 of the Statutes of 1947, relating to fish and game, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 161, after line 21, of the printed bill, as amended in Assembly March 28, 1957, insert

"Sec. 4. Any section of a bill, enacted by the Legislature at its 1957 Regular Session prior to the enactment of this bill, which amends, adds, or repeals a section of the Fish and Game Code as proposed by this bill shall prevail over this bill."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

Assembly Bill No. 125—An act to amend Section 1340.8 of the Fish and Game Code, relating to bears.

Bill read second time.

Motion to Amend

Senator Christensen moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly March 21, 1957, after "Code," insert "and amend Section 4184 of the Fish and Game Code as proposed by Assembly Bill No. 616".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 20, insert

"SEC. 2. Section 4184 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

4184. Notwithstanding any provision of this code, the owner of any livestock or timber, in person or by his agent, may, at any time, protect such livestock or timber from damage or threatened damage by bears by killing the bears by any method or means, except by use of poison. Any federal or state trapper may also kill bears at any time by any method or means, including the use of poison, when such bears are damaging or threatening damage to livestock or timber.

The provisions of this section apply only to that part of District 14 lying within Humboldt County.

The commission shall not modify the provisions of this section by any regulation except that it may prescribe the method of setting any traps and of posting warning signs relating thereto.

This section shall remain in effect until the ninety-first day after the final adjournment of the [1957] 1959 Regular Session of the Legislature.

SEC. 3. Section 2 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Section 1340.8 of the Fish and Game Code adopted in 1933, is repealed."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3081—An act to add Sections 870, 871, 872, 873, and 874 to the Fish and Game Code, relating to commercial fishing, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Christensen moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly March 28, 1957, after "Code," insert "and add Sections 8220, 8221, 8222, 8223, and 8224 to the Fish and Game Code as proposed by Assembly Bill No. 616,".

Amendment No. 2

On page 3, after line 41, insert

"SEC. 8. Section 8220 is added to the Fish and Game Code as proposed by Assembly Bill No. 616, to read:

8220. It shall be unlawful for any person to take by the use of any type of net, any salmon within the waters of the Pacific Ocean over which the State has jurisdiction. This section does not apply to such waters within Districts 12B and 16.

SEC. 9. Section 8221 is added to the Fish and Game Code as proposed by Assembly Bill No. 616, to read:

8221. It shall be unlawful for any citizen of this State to take by the use of any type of net, any salmon within the international waters of the Pacific Ocean.

"International waters" means waters outside the territorial boundaries of any state, territory, or country.

A "citizen of this State" means a person who maintains his usual place of abode within the State.

SEC. 10. Section 8222 is added to the Fish and Game Code as proposed by Assembly Bill No. 616, to read:

8222. It is unlawful for any person to transport through the Pacific Ocean waters of the State or to have in his possession anywhere within the State, any salmon which were taken by any type of net within the international waters of the Pacific Ocean or within the territorial waters of this State or of another state, territory or country where fishing for salmon with nets is unlawful, and it is unlawful for any person to possess any salmon on board any vessel carrying any net within Pacific Ocean waters of this State. The provisions of this section do not apply to waters within Districts 12B and 16 nor to the use of bait gill nets with meshes less than two inches in length or to hand dip nets, or to salmon taken lawfully under the authority of any state, territory or country.

SEC. 11. Section 8223 is added to the Fish and Game Code as proposed by Assembly Bill No. 616, to read:

8223. The intent of Sections 8220, 8221, and 8222 of this code is to give effect to the recommendations of the Pacific Marine Fisheries Commission in providing comparable regulations coastwide for salmon only. These sections shall become inoperative one year from their effective date, unless laws or regulations are in effect in Oregon, Washington and Canada which are determined by the director to be in substance or effect similar either to Sections 8220 and 8221 or to the provisions of Section 8222 relating either to transportation or to possession. The director shall announce his determination within 30 days of receiving notification from the Secretary of State that copies of such laws or regulations have been received by the Secretary of State. Each year, on or before April 15th, the director shall ascertain whether or not such laws or regulations are still in effect. If they are still in effect, Sections 8220, 8221, and 8222 shall remain operative. If they are not in effect, these sections shall be inoperative from April 15th of the year in which such determination is made. The laws or regulations shall be considered to be in effect initially upon receipt by the Secretary of State of a certificate from each of the respective secretaries of state of Oregon and Washington and, on behalf of Canada, from the Department of State of the United States, setting forth copies of such laws or regulations and the date of the enactment.

In any prosecution under Sections 8220, 8221, and 8222, proof of the existence of such laws and regulations may be made by filing copies of such certificates, certified by the director to be true copies, with the court.

SEC. 12. Section 8224 is added to the Fish and Game Code as proposed by Assembly Bill No. 616, to read:

8224. None of the provisions of Sections 8220, 8221, and 8222 shall be construed to make it unlawful to use nets for the taking of salmon for purposes of scientific investigation authorized by the State.

SEC. 13. Sections 8, 9, 10, 11, and 12 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Sections 870, 871, 872, 873, and 874 of the Fish and Game Code adopted in 1933, are repealed."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

RECESS

At 3.15 p.m., on motion of Senator Dilworth, the Senate recessed for the purpose of introducing distinguished guests.

The President appointed Senators Dilworth, Sutton, and Gibson as a committee to escort Cooper T. Holt of Tennessee, Commander in Chief, Veterans of Foreign Wars of the United States, and his party to the rostrum.

Senator Dilworth introduced Mr. Holt, who addressed the Senate briefly.

Senator Dilworth then introduced Mrs. Betty Holt and Mr. Byron B. Gentry, Commander, Department of California, Veterans of Foreign Wars.

REASSEMBLED

At 3.30 p.m., the Senate reconvened.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried. Time, 3.31 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Motion to Retain Place on File

Senator Gibson moved that Senate Constitutional Amendment No. 33 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 965—An act to amend Section 718 of the Vehicle Code, relating to penalties for overloading of vehicles.

Bill read third time.

Motion to Amend

Senator Christensen moved the adoption of the following amendment:

Amendment No. 1

On page 2, of the printed bill, as amended in Senate April 15, 1957, strike out lines 43, 44, and 45, and insert "the driver of a logging truck or any person convicted of violating Section 731 in connection with the operation of a logging truck; however, such driver or other person shall be subject to punishment for a misdemeanor as".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1582—An act to amend Sections 1111 and 1116 of, and to add Sections 1114.1, 1117.1 and 1117.2, the Agricultural Code, relating to poultry.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Covey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Sutton, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

REQUEST FOR UNANIMOUS CONSENT

Senator Abshire asked for, and was granted, unanimous consent to have the following opinion of the Legislative Counsel regarding poultry, printed in the Journal.

OPINION OF LEGISLATIVE COUNSEL

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, CALIFORNIA, April 11, 1957

Hon. James A. Cobby
Senate Chamber

Poultry—No. 10366

DEAR SENATOR COBEY:

Question No. 1

You have asked for our opinion as to the constitutionality of a provision which would exempt the following described classes from regulation by the state in regard to poultry plant sanitation, poultry meat inspection for wholesomeness, and poultry meat classification:

“(c) Poultry meat derived from poultry which is slaughtered on the premises where produced and which poultry meat (1) is sold by the producer thereof at retail on such premises, or (2) is sold at retail by the producer thereof off of such premises, either direct to consumers at their homes or at a retail stand operated by such producer in a farmers’ market, or (3) is sold by the producer thereof, on or off the premises where produced, to retail stores or public eating houses. As used in this subdivision, “producer” includes only individual producers who do not employ, except in unforeseeable exigencies, any person other than members of their immediate families.

(d) Poultry meat derived from poultry which is slaughtered, dressed, and sold for purposes other than resale on the premises where produced, when the entire poultry meat output of the producer of such poultry is so sold.”

Opinion No. 1

In our opinion, because of the presumptions which favor the validity of legislative classifications, the classifications under consideration here would be held by the courts to be constitutional.

Analysis No. 1

Senate Bills 1582, 2226, and 2227, as amended in Senate April 8, 1957, would amend Sections 1116, 375.6, and 377.6 of the Agricultural Code, respectively, to provide that subdivisions (c) and (d) of those sections read substantially as quoted above. The effect of the proposed subdivision (c) would be generally the same as such subdivision as it presently appears in those sections of the Agricultural Code, except that sales on the premises to retail stores or public eating houses would be permitted and the provision concerning permissible employment would be more restrictive. Subdivision (d) would be new matter.

It would appear that the only objection to the suggested amendments is that, in creating the specific exemption under consideration, the Legislature has made an invalid classification—a classification in violation of the due process of law and equal protection of the laws requirements of the Federal Constitution (14th Amdt. U. S. Const.), the due process of law provision of the State Constitution (Art. I, Sec. 13, Calif. Const.), and other provisions of the State Constitution which require uniformity in legislation (Calif. Const.: Art. I, Sec. 11; Art. I, Sec. 21; Art. IV, Sec. 25).

The Legislature, however, is not prohibited from making reasonable classifications in a regulatory statute so long as the classification is based upon some difference in the classes having a substantial relation to a legitimate object to be accomplished. Further, all presumptions favor the legislative classification, which cannot be overturned unless plainly arbitrary (*Los Angeles v. Hurlbut*, 44 Cal. App. 2d 88). Moreover, when the classification made by the Legislature is questioned, if any state of facts reasonably can be conceived that would sustain it, the existence of that state of facts is presumed, and one who assails the classification must carry the burden of showing that it is arbitrary (*Leland v. Lowrey*, 26 Cal. 2d 224).

We are not aware of the factual situation which gives rise to the classification sought to be made here. However, by subdivision (c), "all-one-family" poultry operations are to be considered apart from poultry operations generally. By subdivision (d), the producer who markets his poultry outside of the usual wholesale or retail channels, is to be classified separately from other producers. We believe, in view of the principles set forth above, that the courts would sustain such classifications.

Question No. 2

You have asked our opinion as to the effect of the severability clause which appears as the last section of each of Senate Bills 1582, 2226, and 2227.

Opinion No. 2

In our opinion, such a clause will not be considered an inexorable command, since the question of severability of an invalid part is a judicial question, but would be considered by the courts as a declaration of intention on the part of the Legislature that a separable invalid portion of the act should not destroy the whole.

Analysis No. 2

The severability clause under consideration here reads as follows:

"If any provision of this act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable."

Even in the absence of such a clause, unconstitutional parts of a statute may be severed and the remainder given effect by the courts, so long as the invalid part is not so vital as to require destruction of the whole. Whether a part of a statute will be eliminated while another part is upheld is primarily a question of legislative intent and is one to be determined by the courts.

A severability clause, therefore, is merely an aid to the court in finding legislative intent, and can be taken as a declaration of such intent on the part of the legislature that, insofar as lies within its power, a severable invalid portion of an act should not destroy the whole. (*Bacon Service Corporation v. Huss*, 199 Cal. 21).

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By ALEX. B. YAKUTIS, Deputy

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 2226—An act to amend Sections 375.1, 375.4, 375.6, and 375.7 of the Agricultural Code, relating to poultry.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2227—An act to amend Sections 377.1, 377.3, 377.4, 377.5, 377.6, and 377.7, of the Agricultural Code, relating to poultry.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 100—Relative to an amendment of the Permanent Rules of the Senate.

Motion to Refer Bill to Inactive File

Senator Burns moved that Senate Resolution No. 100 be placed on the inactive file.

Motion carried.

Senate Bill No. 1981—An act to amend Section 7608 of the Public Utilities Code, relating to railroad equipment.

Bill read third time.

The bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill transmitted to the Assembly.

Senate Bill No. 1140—An act to amend Section 1944 of the Labor Code, relating to the employment of aliens.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Brown, Burns, Busch, Byrne, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Murdy, Regan, Sutton, Thompson, and Williams—29.

NOES—Senators Dilworth and Richards—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1043—An act to amend Section 1952 of the Unemployment Insurance Code, relating to the record of hearings respecting unemployment insurance matters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 569—An act to amend Section 1523 of the Welfare and Institutions Code, relating to the location and prosecution of parents of abandoned children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary Jack W. Bybee at the Desk

Senate Bill No. 1190—An act to amend Section 1752.8 of, and to repeal Section 1014 of, the Welfare and Institutions Code, relating to deposit of investment of funds of inmates of Youth Authority facilities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1191—An act to amend Section 165 of the Welfare and Institutions Code, relating to deposit or investment of funds of inmates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 20—An act to add Section 152 to the Streets and Highways Code, relating to city street and county road deficiencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Regan, Richards, Sutton, Teale, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4.10 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Bill No. 1580—An act to amend Sections 1160, 1162, 1169, 1170, 1171, 1172, 1173, 1175, 1178, 1179, and 1194 of the Streets and Highways Code, relating to county road divisions.

Bill read third time.

Motion to Amend

Senator Abshire moved the adoption of the following amendment:

Amendment No. 1

On page 4, line 2, of the printed bill, as amended in Senate April 8, 1957, strike out "case", and insert "cast".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

President of the Senate Presiding

At 4.12 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Senate Bill No. 360—An act to amend Section 156 of the Vehicle Code, relating to license plates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Thompson, and Williams—31.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 336—An act to amend Section 2010 of the Streets and Highways Code, relating to inspection of county highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 457—An act to add Section 92.5 to the Streets and Highways Code, relating to state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, John F. McCarthy, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 181—An act to amend Sections 27281, 27320, 27331, 27364, 27367, 27375, and 27382 of, and to repeal Section 27380.5 of, the Government Code, relating to recordation of documents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2305—An act to amend Section 1190.1 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read third time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendment:

Amendment No. 1

On page 4, lines 49 and 50, of the printed bill, as amended in Senate April 11, 1957, strike out "the California Public Works Bond Act", and insert "Sections 4200 to 4208, inclusive, of the Government Code, commonly referred to as the California Public Works Bond Act".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 436—An act to amend Section 1989 of the Code of Civil Procedure, relating to the distance a witness may be required to attend.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Cobey, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Murdy, Regan, Richards, Teale, and Williams—26.

NOES—Senator Sutton—1.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 4.30 p.m., on motion of Senator Richards, further proceedings under the call of the Senate were dispensed with.

RECESS

At 4.31 p.m., on motion of Senator Richards the Senate recessed for the purpose of introducing a distinguished guest.

The President appointed Senator Richards and Assemblyman Miller as a committee to escort young Leonard Ross and his mother, Mrs. Ross, to the rostrum.

Senator Richards introduced Leonard, who addressed the Senate briefly regarding his reasons for wanting to go into politics.

REASSEMBLED

At 4.38 p.m., the Senate reconvened.

Hon. Harold J. Powers, President of the Senate, presiding.

Assistant Secretary Jack W. Bybee at the desk.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time, 4.39 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1122—An act to amend Section 1329 of the Penal Code, Sections 68093, 68094, 68095 and 68096 of the Government Code, Section 108.5 of the Business and Professions Code, and Section 12975.5 of the Insurance Code, relating to witness fees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, and Teale—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 699—An act to amend Section 1755.5 of the Welfare and Institutions Code, relating to the Youth Authority, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause, read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, and Thompson—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 2324—An act to amend Sections 537.5 and 559 of the Code of Civil Procedure, relating to attachment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Murdy, Richards, Sutton, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1528—An act to add Section 678.1 to the Vehicle Code, relating to snow tires.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 347—An act to amend Section 28133 of the Government Code, relating to compensation for public service in counties of the thirty-third class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 397—An act to amend Section 35305 of the Government Code, relating to the annexation of territory to cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1123—An act to amend Section 432 of the Education Code, relating to the superintendent of schools of a county of the thirty-second class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1935—An act to amend Section 28132 of the Government Code, relating to compensation for public service in counties of the thirty-second class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2089—An act to amend Sections 73642, 73643, 73644, 73645, 73648, 73650, 73950, 73952, 73953, 73954, 73955, 73957, 73958, 74742, 74743, 74744, 74745, and 74748 of the Government Code, relating to municipal courts in the South Bay Judicial District and in the districts embracing the Township of El Cajon and the Township of Oceanside.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Richards, Sutton, Teale, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 5.18 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Bill No. 359—An act to amend Section 28156 of the Government Code, relating to compensation for public service in counties of the fifty-sixth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John

F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 45—An act to amend Section 28119 of the Government Code, relating to compensation for public service in counties of the nineteenth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 304—An act to amend Section 29145 of the Government Code, relating to transfers or revisions.

Bill read third time.

Motion to Amend

Senator Desmond moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 1, of the printed bill, strike out "said code", and insert "the Government Code".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 322—An act to amend Section 447 of the Education Code, relating to the county superintendent of schools of a county of the forty-seventh class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 837—An act to amend Sections 74042 and 74043 of the Government Code, relating to the municipal court established in the Palo Alto-Mountain View District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 117—An act to amend Section 1 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), relating to the Orange County Water District.

Bill read third time.

Motion to Amend

Senator Murdy moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 45, of the printed bill, as amended in Senate April 12, 1957, strike out the second "(2)", and insert "Block Two (2)";

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 166—An act to amend Section 28121 of the Government Code, relating to compensation for public service in counties of the twenty-first class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Regan, Richards, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 180—An act to amend Sections 27336, 27361, and 27380 of the Government Code, Section 3020 of the Civil Code, and Section 8557 of the Health and Safety Code, and to repeal Sections 27368, 27373, and 27377 of the Government Code, relating to recordation of documents, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 348—An act to amend Section 28130 of the Government Code, relating to compensation for public service in counties of the thirtieth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert T. McCarthy, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

RESOLUTIONS

The following resolution was offered:

By Senator Regan:

Senate Resolution No. 105

Relative to the Town of Weaverville

WHEREAS, It has come to the notice of the Senate of the State of California that the historic Town of Weaverville in beautiful Trinity County has launched a campaign for reviving the past and restoring the romantic atmosphere of early California; and

WHEREAS, This campaign has taken the form of a "paint-up festival" with the townspeople pledged to restore the beauty of the grand old town; and

WHEREAS, Many famous old California towns might well follow the lead of patriotic Weaverville and through the voluntary efforts of their citizens restore their beauty and charm and preserve their fast-vanishing landmarks of an earlier day; and

WHEREAS, It is fitting that the Legislature accord recognition to the revival of the pioneer spirit generated by the paint-up committee which organized the civic do-it-yourself project; now, therefore, be it

Resolved by the Senate of the State of California, That the Members salute the Town of Weaverville and heartily commend its good people who will energetically devote the weekend of June 22d-23d to painting the town; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit suitably prepared copies of this resolution to the Chairman of the Board of Supervisors of Trinity County and to the President of the Weaverville Chamber of Commerce.

Resolution read, and unanimously adopted on motion of Senator Regan.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Desmond:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Sections 9359.8, 9361, and 9361.1 of the Government Code, relating to the Legislator's Retirement System.

Respectfully submitted,

SENATOR EARL D. DESMOND

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 18, 1957

The Committee on Rules recommends that permission be granted to introduce the bills as requested, and that the bills be referred to the Committee on Governmental Efficiency.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Desmond, Dolworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 2661: By Senator Desmond—An act to amend Sections 9359.8, 9361, and 9361.1 of the Government Code, relating to the Legislators' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Concurrent Resolution No. 97: By Senators Sutton, Erhart, Arnold, Dilworth, and Breed—Relative to creation of Natural Resources Coordinating Committee.

Referred to Committee on Natural Resources.

LETTER OF TRANSMITTAL

April 18, 1957

*Hon. Harold J. Powers, President
and Members of the Senate*

GENTLEMEN: Your Senate Interim Committee on Parking created by Senate Resolution No. 153 of June 8, 1955, submits herewith a first report of its study of off-street parking in California cities under state enabling legislation, with its conclusions and recommendations.

Respectfully submitted by,

RICHARD RICHARDS, Chairman
FRED H. KRAFT, Vice Chairman
ROBERT I. MCCARTHY

EDWIN J. REGAN
JOHN F. THOMPSON

Letter of transmittal ordered printed in the Journal.

Report ordered printed in the Appendix to the Journal.

Motion to Print Report

Senator Richards moved that 1,000 additional copies of the report submitted by the Senate Interim Committee on Parking, be printed for distribution.

Motion carried.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 5.40 p.m., on motion of Senator Richards, further proceedings under the call of the Senate were dispensed with.

**WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILLS
NOS. 268 AND 1663**

Senator Burns moved that Assembly Bills Nos. 268 and 1663 be withdrawn from Committee on Judiciary and re-referred to Committee on Labor.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 230
Senate Bill No. 231

Senate Bill No. 232
Senate Bill No. 236

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 230

Senator Regan moved that Senate Bill No. 230 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 230—An act to amend Section 1541 of the Penal Code, relating to the disposition of a search warrant and related documents when a magistrate has no power to inquire into the offense.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, after "affidavit," insert "or affidavits,".

Amendment No. 2

On page 1, line 7, after "affidavit", insert ", or affidavits,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 231

Senator Regan moved that Senate Bill No. 231 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 231—An act to amend Section 1526 of the Penal Code, relating to examination by a magistrate of the complainant and any supporting witnesses before issuance of a search warrant.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "complainant," and insert "person seeking the warrant".

Amendment No. 2

On page 1, line 5, strike out "take their", and insert "must take his affidavit or their affidavits".

Amendment No. 3

On page 1, line 6, strike out "them", and insert "same".

Amendment No. 4

On page 1, line 6, strike out "parties making them", and insert "party or parties making same."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 232

Senator Regan moved that Senate Bill No. 232 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 232—An act to amend Section 1527 of the Penal Code, relating to contents of documents supporting search warrants.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, after "affidavit", insert "or affidavits".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 236

Senator Busch moved that Senate Bill No. 236 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 236—An act to amend Section 1537 of the Penal Code, relating to search warrants and the return of warrant and delivery of inventory of property taken.

Bill read second time.

Motion to Amend

Senator Busch moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "I. R. S.", and insert "I, John Doe".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 2145

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 2145

Senator Donnelly moved that Senate Bill No. 2145 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2145—An act to amend Sections 1112, 1116, and 1117 and to add Section 1119 to the Agricultural Code, relating to poultry and rabbit meat.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 10, 1957, strike out "Sections 1112, 1116, and 1117", and insert "Section 1112 of,".

Amendment No. 2

In line 2 of the title, strike out "Section 1119", and insert "Sections 1112.1 and 1119".

Amendment No. 3

On page 1, line 16, after "Caponette", insert ". Caponette Fryer, or Caponette Roaster".

Amendment No. 4

On page 3, between lines 11 and 12, insert

"Sec. 2. Section 1112.1 is added to said code, to read:

1112.1. When a class contains two or more designations, any combination of the designations may appear in the class marking."

Amendment No. 5

On page 3, strike out lines 12 to 51, inclusive; and on page 4, strike out lines 1 and 2.

Amendment No. 6

On page 4, line 3, strike out "4", and insert "3".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 1462

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 1462

Senator Byrne moved that Senate Bill No. 1462 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1462—An act to amend Section 13 of the Agricultural Code, relating to agriculture.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "13", and insert "211".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 5, inclusive, and insert

"SECTION 1. Section 211 of the Agricultural Code is amended to read:

211. Whenever the director determines that an infectious or contagious disease exists among domestic animals or poultry, *or that animals or poultry have been*

exposed or may have been exposed, to any such disease, or to the vectors thereof, in any other state or territory in the United States, or in any foreign country, and the importation of animals, animal products, or refuse animal or vegetable matter or poultry from said state, territory or foreign country might [spread such disease among] transmit, carry, or disseminate such disease to domestic animals or poultry within [the] this State, the director shall notify the Governor who, if he deem it expedient, shall issue his proclamation which shall prescribe the conditions, if any, under which such animals, animal products, or refuse animal or vegetable matter, or poultry, may be imported into [the] this State from [said] any other state, territory or foreign country."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 160

Senate Bill No. 519

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 160

Senator Dilworth moved that Senate Bill No. 160 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 160—An act to add Section 3897.1 to, and to amend Section 3898 of, the Education Code, relating to elementary school districts which are a part of two or more high school districts.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, after "shall", insert "when petitioned so to do by the governing board of the union or joint union school district or by a majority of the registered electors residing in the union or joint union school district,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND SENATE BILL NO. 519

Senator Hollister moved that Senate Bill No. 519 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 519—An act to add Article 13 to Chapter 1 of Division 5 of, to add Sections 16672.1 and 6904.1 to, and to amend Section 16711 of, the Education Code, relating to work experience education.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "training", and insert "instruction".

Amendment No. 2

On page 1, strike out lines 11 to 13, inclusive, and insert "in this article."

Amendment No. 3

On page 1, line 25, strike out "and their employment".

Amendment No. 4

On page 2, line 9, after "students", insert "enrolled".

Amendment No. 5

On page 2, line 10, strike out "except as provided in this article".

Amendment No. 6

On page 2, strike out lines 11 to 48, inclusive, and insert

"10235. Work experience education as authorized by this article includes the employment of pupils in part-time jobs selected or approved as having educational value for the students employed therein and coordinated by school employees.

10236. Work experience education involving apprenticeable occupations shall be consistent with the purposes of Chapter 4, Division 3, of the Labor Code and with standards established by the California Apprenticeship Council."

Amendment No. 7

On page 2, line 49, strike out "10239", and insert "10237".

Amendment No. 8

On page 2, line 50, after "schools", insert "or junior colleges".

Amendment No. 9

On page 3, line 24, strike out "10238", and insert "10237".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Public Health and Safety**

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 2569

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2569

Senator Richards moved that Senate Bill No. 2569 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2569—An act to add Chapter 1.7 (commencing at Section 24160) to Division 20 of the Health and Safety Code, relating to control of air pollution.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 7, line 6, of the printed bill, as amended April 15, strike out "utilize the facilities", and insert "make grants-in-aid to the University of California at the request of the Regents".

Amendment No. 2

On page 7, line 9, strike out "shall make", and insert "may utilize in connection with such grants".

Amendments read and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES**Committee on Public Health and Safety**

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 1027

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1027

Senator Thompson moved that Senate Bill No. 1027 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1027—An act to amend Section 1 of the Health and Safety Code, relating to public health.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1", and insert "12000".

Amendment No. 2

In line 2 of the title, after "health", insert "and safety, and, more particularly, to regulation of explosives".

Amendment No. 3

On page 1, line 1, strike out "1 of", and insert "12000 of".

Amendment No. 4

On page 1, strike out lines 3 and 4, and insert "12000. Unless the context otherwise requires, "explosive," as used in this division, includes any of the following:

(a) Gunpowder, blasting powder, dynamite, gun cotton, nitroglycerine, a nitroglycerine compound, fulminate, blasting cap (electric or nonelectric), or an explosive substance having an explosive power equal to or greater than black blasting powder.

(b) A substance to be exploded or ignited to produce a force for propelling missiles or rendering other substances.

"Explosive" does not include any substance specified in this section in the form of fixed ammunition for small arms or ammonium nitrate or ammonium nitrate fertilizer."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 538

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 538

Senator Abshire moved that Senate Bill No. 538 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 538—An act to amend Section 104.5 of the Welfare and Institutions Code, relating to appeals by applicants for and recipients of public assistance.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

In the heading, after "Introduced by Senator Abshire", insert "(At the request of the Department of Social Welfare)".

Amendment No. 2

In line 1 of the title of the printed bill, strike out "amend Section 104.5 of", and insert "add Part 4, comprising Sections 1650 to 1653 inclusive, to Division 2 of,".

Amendment No. 3

In lines 2 and 3 of the title, strike out "appeals by applicants for and recipients of public assistance", and insert "protective services for children".

Amendment No. 4

On page 1, strike out lines 1 to 23, inclusive, and insert
"SECTION 1. Part 4 is added to Division 2 of the Welfare and Institutions Code, to read:

PART 4. PROTECTIVE SERVICES FOR CHILDREN

1650. The board of supervisors of any county may establish such programs as are deemed necessary to provide protective services for children so as to insure that the rights or physical, mental, or moral welfare of children are not violated or threatened by their present circumstances or environment.

1651. As used in this part, "protective services" means social casework consultation and guidance on behalf of children who are in danger due to the threatened existence of any of the conditions set forth in Section 700 of this Code.

1652. The services authorized by this part may be provided and continued irrespective of the financial condition of the child or family concerned and irrespective of whether the child or the family of the child is otherwise known to any county agency. Nothing in this section shall be deemed to prevent the initial referral to be made by a party other than a parent, guardian or custodian.

1653. The administrative responsibility for conducting such programs as are established pursuant to this part may be delegated to such county department or departments as the board of supervisors may designate."

Amendment No. 5

On page 2, strike out lines 1 to 9, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1759

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 1759

Senator Miller moved that Senate Bill No. 1759 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1759—An act creating the California Commission on Intergovernmental Relations, prescribing its duties and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Senate April 5, 1957, after "members," insert "of which"; and after "two", strike out "of whom".

Amendment No. 2

On page 1, line 4, after "two", strike out "of whom"; and after "officials, two", strike out "of whom".

Amendment No. 3

On page 1, line 5, after "two", strike out "of whom".

Amendment No. 4

On page 1, line 6, strike out "of whom"; and after "school officials", insert a comma; and strike out "and five members of the public,".

Amendment No. 5

On page 1, line 9, after "necessary", insert "travel".

Amendment No. 6

On page 1, line 12, after "shall", strike out "select a", and insert "designate one member as"; and after "chairman", insert a period, and strike out "from the"; and on line 13, strike out "members of the commission."

Amendment No. 7

On page 1, line 16, after "commission", strike out "shall select a qualified", and insert "may employ an"; and on line 17, after "secretary", strike out "whose duties shall be specified by the commission and"; and strike out all of lines 18, 19, and 20, and insert "and such other personnel".

Amendment No. 8

On page 1, line 22, after "Meetings", insert "and records"; and after "public.", strike out "The"; and strike out all of lines 23, 24, 25, and 26.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Assembly Bill No. 2645

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2645

Senator Gibson moved that Assembly Bill No. 2645 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2645—An act to add Section 203.9 to the Welfare and Institutions Code, relating to county hospitals.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 and 8, and insert "lished, any patient in such hospital may request the superintendent thereof to deposit in said fund any moneys belonging to such patient. Upon any such request by any patient any moneys belonging to him".

Amendment No. 2

On page 1, line 11, strike out the first "the", and insert "any such".

Amendment No. 3

On page 1, line 12, after "moneys", insert "or to withdraw either in whole or in part the moneys theretofore deposited in said fund in the name of any such patient".

Amendment No. 4

On page 1, line 15, after "patient", insert "or otherwise used for the personal needs and benefits of said patient upon his request".

Amendment No. 5

On page 1, between lines 18 and 19, insert

"Prior to the time of the discharge of any patient, upon the demand of the patient there shall be refunded to him upon the order of the superintendent the whole or any portion of the balance of any moneys standing to the credit of such patient in said fund. Upon such demand of the patient, or upon the discharge of the patient from the hospital, or upon the demand of the guardian of the estate of the patient, the superintendent shall order the refund to the patient or the payment to such guardian as hereinbefore provided."

Amendment No. 6

On page 1, strike out lines 19 to 26, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 1815

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 1815

Senator Cobey moved that Senate Bill No. 1815 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1815—An act to amend Section 1116 of the Agricultural Code, relating to poultry.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 1116 of", and insert "Sections 1113, 1114, and 1115 of, and to add Section 1116.1 to".

Amendment No. 2

On page 1, line 1, strike out "1116", and insert "1113".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 3 to 22, inclusive, and insert
 "1113. No person shall pack, repack, cut up, recut, offer for sale or sell poultry meat unless all carcasses and the parts thereof are placed in classes as defined herein, and, in the case of chicken poultry meat, conform to the standards of quality and grades established by the director.

SEC. 2. Section 1114 of said code is amended to read:

1114. No person shall pack, repack, cut up, recut, offer for sale or sell poultry meat unless each carcass or its wrapper or, in the case of cut up poultry or poultry parts, the container is marked showing the class of poultry meat and, in the case of chicken poultry meat, the grade of such poultry meat, as prescribed by regulations.

SEC. 3. Section 1115 of said code is amended to read:

1115. The director shall, in accordance with Chapter [5] 4 (commencing at Section 11370), Part 1, Division 3, of Title 2, of the Government Code, promulgate and adopt regulations for carrying out the provisions of this article, including regulations to establish standards for quality and grades of chicken poultry meat which shall conform as closely as practicable to the United States standards for quality and grades of dressed poultry and ready-to-cook poultry as established by the regulations of the United States Department of Agriculture.

SEC. 4. Section 1116 is added to said code, to read:

1116.1. In addition to the exceptions of Section 1116, this article does not apply to chicken poultry meat or the container thereof which is marked with the grade of dressed poultry and ready-to-cook poultry as established by the regulations of the United States Department of Agriculture, or is marked as to grade by a grading service which has requirements equal to those hereof when approved by the director."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 803

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 803

Senator Byrne moved that Senate Bill No. 803 be amended and referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 803—An act to amend Sections 377.3 and 377.5 of the Agricultural Code, relating to poultry meat.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and 377.5", and insert "377.5, 377.6 and 1115".

Amendment No. 2

On page 1, line 20, after "of", insert "conditions affecting wholesomeness in poultry meat and poultry meat products,".

Amendment No. 3

On page 1, line 21, after "poultry", strike out "and of", and insert a comma.

Amendment No. 4

On page 1, lines 22 and 23, strike out "and his ability to interpret", and insert "and poultry plant sanitation, and his ability to understand".

Amendment No. 5

On page 2, line 5, after the period, insert "Such rules and regulations may include standards for poultry meat food products which shall conform, so far as possible, to the standards adopted by the United States Department of Agriculture pertaining to preparation and processing of poultry meat food products and the poultry meat used therein."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 6

On page 2, after line 8, insert

"SEC. 3. Section 377.6 of said code is amended to read:

377.6. This article does not apply to:

(a) Poultry meat which has been inspected and passed for wholesomeness by the Poultry Division of the Agricultural Marketing Service of the United States Department of Agriculture, and the container of which bears the official mark of said division [.] ; *provided, that if any packing, repacking, cutting up or recutting is done in California in other than a retail store or public eating house, it must be done in a poultry plant under federal or state inspection.*

(b) Poultry meat bearing the official mark of a city, county, or state poultry meat inspection service for wholesomeness in another state which has requirements equal to those provided for in this article, when such out-of-state requirements have been approved by the director.

(c) Poultry meat which is slaughtered on the premises where produced and which poultry meat (1) is sold by the producer at retail on such premises, or (2) [is sold by the producer off of such premises to retailers or public eating houses or to retail purchasers for consumption in the homes of such purchasers; provided, however, that this exemption shall not apply to poultry produced by any producer engaged in the commercial production of poultry to the extent that such production involves the principal portion of the duties of any employee of the producer, other than a member of his immediate family.] *is sold at retail by the producer thereof off of such premises, either direct to consumers at their homes or at a retail stand operated by such producer in a farmers' market, or (3) is sold by the producer thereof, on or off the premises where produced, to retail stores or public eating houses. As used in this subdivision, "producer" includes only individual producers who do not employ, except in unforeseeable exigencies, any person other than members of their immediate families.*

(d) Poultry meat derived from poultry which is slaughtered, dressed, and sold on the premises where produced for purposes other than resale, when the entire poultry meat output of the producer of such poultry is so sold.

SEC. 4. Section 1115 of said code is amended to read:

1115. The director shall, in accordance with Chapter [5] 4, (commencing at Section 11370), Part 1, Division 3, of Title 2, of the Government Code, promulgate and adopt regulations for carrying out the provisions of this article."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 918

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 918

Senator Thompson moved that Senate Bill No. 918 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 918—An act to amend Sections 1400, 1401, 1404, 1405, 1407, 1408, 1411, and 1415 of, and to add Sections 1401.1, 1418.5, and 1422 to, the Health and Safety Code, to amend Sections 2350 and 2356 of, and to repeal Chapter 2, comprising Sections 2300 to 2311, inclusive, of Division 3 of the Welfare and Institutions Code, relating to the regulation of institutions for the aged or infirm.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 5, between lines 39 and 40, of the printed bill, insert

"SEC. 15. The Legislature recognizes that the senior citizens of the State are entitled to good care, safety, and comfort in pleasant surroundings in their declining years. It should be the objective of all concerned with the welfare of such persons to provide these benefits for them, and it is the intent of the Legislature that this act shall be administered to that end."

Amendment No. 2

On page 5, line 40, strike out "15", and insert "16".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 723

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 723

Senator Dolwig moved that Senate Bill No. 723 be amended and referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 723—An act to provide for the creation of the West Bay Rapid Transit Authority and prescribing the powers and duties thereof; authorizing the authority to construct and operate an inter-urban rapid transit system; providing for the issuance and sale of bonds and the levying of a tax; and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 17, of the printed bill, as amended in Senate March 29, 1957, strike out "revenue".

Amendment No. 2

On page 2, line 22, strike out "revenue".

Amendment No. 3

On page 2, line 24, strike out "revenue".

Amendment No. 4

On page 11, line 46, strike out "Such taxes shall be levied and", and insert "The authority may, as an alternative, require the board of supervisors of each county to assess the real property within its county on the basis of benefit to such property of facilities acquired, constructed, or completed and services furnished by the authority. Insofar as practicable, the procedure for levy of the assessments, objections to assessments, and hearings shall be the same as that provided for Reclamation Districts by Article 1 (commencing at Section 51230), of Chapter 2, Part 7, Division 15 of the Water Code.

Such taxes or assessments shall be levied".

Amendment No. 5

On page 18, line 36, insert

"SEC. 9.1. The authority may borrow money, incur a bonded indebtedness in respect thereto, and levy taxes or assessments for the payment of principal and interest thereon, as provided in Chapter 7 of this act, but no such bonded debt shall exceed _____ (_____) percent of the assessed valuation of taxable real property within the district.

SEC. 9.2. Whenever a majority of the votes cast in each county at an election held pursuant to Chapter 5 of this act are in favor of adopting the master plan and incurring the indebtedness set forth in such master plan, the authority may by resolution at any time it deems proper, or from time to time, provide for the authorization and issuance of the bonds not exceeding the amount authorized at such election.

SEC. 9.3. Bonds may be issued in form payable to bearer, with coupons attached for payment of interest and, if so issued, may be made subject to registration. Bonds issued in bearer form shall constitute negotiable instruments for all purposes under the laws of the State of California. The authority may appoint a registration agent which may be a bank or trust company and authorize such registration agent to maintain books of registry and to register, authenticate and exchange bonds on such terms and conditions and pursuant to such rules and regulations as the authority may provide. The authority may provide for the interchange of coupon bonds for registered bonds and registered bonds for coupon bonds, and may provide that the bonds shall be registered as to principal only, or as to both principal and interest, or otherwise, as the authority may determine.

SEC. 9.4. Coupon bonds may be issued in such denomination as the authority may determine, except that no bonds shall be of a less denomination than one hundred dollars (\$100), nor of a greater denomination than one thousand dollars (\$1,000).

SEC. 9.5. Registered bonds may be issued without limitation as to principal amount, as may be determined by the authority, except that registered bonds shall be in denominations of one thousand dollars (\$1,000) or multiples thereof.

SEC. 9.6. Bonds shall bear interest at a rate of not to exceed 6 percent per annum, payable semiannually, except that interest for the first year or any fraction thereof may be paid in one installment.

SEC. 9.7. The authority may provide for redemption of bonds prior to maturity, on such notice and at such time or times and with such redemption provisions, including premiums, as the authority may determine, provided that no redemption premium shall be in excess of 6 percent of the principal amount of the bonds to be redeemed. No bond is subject to call or redemption prior to its fixed maturity date, unless the right to exercise such call and the redemption price are expressly stated on the face of the bond. When bonds have been validly called for redemption and payment of the principal thereof, and the interest thereon accrued to the date of redemption, together with the redemption premium, if any, shall have been made or provided for, interest thereon shall cease.

SEC. 9.8. The authority may provide for the payment of the principal and interest of bonds at any place within the State of California, or at any other place within the United States, which the authority may designate. The place of payment shall be specified in the bonds and payment shall be made in any coin or currency of the United States of America which at the time of payment is legal tender for public and private debts.

SEC. 9.9. Bonds shall bear dates prescribed by the authority.

SEC. 9.10. Bonds may be serial or sinking fund bonds, or in part serially and in part sinking fund bonds, with such maturities and in such amounts annually, semi-annually or otherwise, as the authority may determine at the time of authorizing the issuance thereof.

SEC. 9.11. No bond by its terms shall mature in more than fifty (50) years from its own date, and in the event any authorized issue is divided into two or more series or divisions, the maximum maturity herein authorized shall be calculated from the date on the face of each bond, separately, irrespective of the fact that different dates may be prescribed for the bonds of each separate series or division of any authorized issue.

SEC. 9.12. The authority may divide any authorized issue into one or more series or division and fix different dates and different maturity dates for the bonds of each series or division.

SEC. 9.13. The authority may prescribe the form of such bonds, and of the interest coupons attached thereto. Bonds shall be signed by the chairman of the authority (or such other member of the authority as the authority shall by resolution designate) and countersigned by the secretary of the authority and the seal of the authority shall be affixed thereto. The interest coupons on such bonds shall be numbered consecutively and signed by the treasurer of the authority. The signature on all coupons and one signature on the bonds may be engraved, lithographed, or printed facsimile signature. The seal of the authority may be affixed to any bond by mechanical reproduction of a facsimile thereof. In case any officer whose signature or countersignature appearing on the bonds or coupons shall cease to be such officer before the delivery of such bonds to the purchaser, such signature or countersignature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until the delivery of the bonds.

SEC. 9.14. Pending the actual issuance or delivery of bonds, the authority may issue temporary or interim bonds, certificates, or receipts, of any denomination whatsoever, with or without coupon, and in such form as may be prescribed by the authority, to be exchanged for definitive bonds when ready for delivery.

SEC. 9.15. The authority may provide that interest on bonds may be paid out of the proceeds of the sale of the bonds during the actual construction of any project, for the acquisition, construction, or completion of which bonds have been issued, and for a period of not to exceed three years thereafter, as determined by the authority.

SEC. 9.16. The authority shall provide for the payment of the principal of and interest on the bonds by the levy and collection of taxes or assessments upon all real property in the authority subject to taxation or assessment by the authority, except that such taxes or assessments need not be levied to the extent that the district deposits in the treasury set apart for that purpose moneys derived from surplus revenues or any appropriations which may be made to it for that purpose or from any other funds howsoever derived.

SEC. 9.17. Any general obligation bonds which shall be issued under the provisions of this act shall be legal investment for all trust funds; for the funds of insurance companies, banks—both commercial and savings—and trust companies; and for state school funds; and whenever any money or funds may, by any law now or hereafter enacted, be invested in bonds of cities, cities and counties, counties, school districts, or irrigation districts within the State of California, such money or funds may be invested in the general obligation bonds issued under this part, and whenever bonds of cities, cities and counties, counties, school districts, or irrigation districts within this State may, by any law now or hereafter enacted, be used

as security for the performance of any act or the deposit of any public moneys, the bonds issued under this act may be so used. The provisions of this act shall be in addition to all other laws relating to legal investments and shall be controlling as the latest expression of the Legislature with respect thereto.

Sec. 9.18. All bonds issued by the authority under the provisions of this act, and the interest thereon, are free and exempt from all taxation within the State of California, except for transfer, franchise, inheritance and estate taxes.

Sec. 9.19. Prior to the issuance of any bonds, the authority may commence a special proceeding to determine the right to issue the bonds and their validity. Such proceedings shall be instituted and prosecuted in accordance with Article 2 (commencing at Section 22670), Chapter 4, Part 5, Division 11 of the Water Code, and these sections apply to and govern all such proceedings instituted under this act. Such proceeding is a proceeding in rem and the judgment rendered therein is conclusive against all persons whomsoever and against the State of California.

Sec. 9.20. Any person who, without probable cause, institutes in any court, state or federal, any action or proceeding contesting the validity of the issuance or sale by the authority of any bonds authorized by this act, and who does not prevail in such action or proceeding, shall be liable in damages to the authority in an amount which will compensate the authority for all the detriment proximately caused thereby, or which, in the ordinary cause of things, would be likely to result therefrom. He shall also be liable for the costs and attorney's fees paid or incurred in the defense of the action or proceeding. No proceeding of a kind described in this section shall be instituted following the expiration of six months from and after the date of the election authorizing the issuance of the bonds involved.

Sec. 9.21. Before making a sale of any of the bonds, notice shall be given by publication once a week, for two weeks, in a newspaper of general circulation in the authority, and no sale shall be held prior to the expiration of 15 days from the first publication of the notice. Copies of such advertisement may be published in any newspaper or financial publication in the United States and copies may be mailed to recognized investment dealers, banks, investing institutions and statistical organizations, together with any related material pertaining to the authority and its bonds, but no defect in any such additional publication or failure to mail or failure of any person to receive copies of any such materials so mailed shall affect the validity of the sale.

Sec. 9.22. The published notice of sale shall describe the bonds and set forth the terms and conditions of sale, including the following:

(a) It shall state that sealed proposals for the bonds to be sold will be received, opened publicly at the time and place stated in the notice of sale, and not before, and shall be publicly announced.

(b) It shall invite bidders to name the rate or rates of interest to be borne by the bonds, which rate or rates shall be stated in multiples of one-eighth or one-tenth of 1 per centum, but in no event exceed 6 per centum per annum, payable as provided in the notice of sale. Bidders may be permitted to bid different rates of interest and to split rates irrespective of the maturities of said bonds, within such limitations as the notice of sale may provide.

(c) It shall state that the bonds will not be sold for less than the par value of such bonds, and accrued interest at the stated rate or rates thereon to date of payment of the purchase price.

(d) It shall state that the bonds will be awarded to the highest responsible bidder or bidders considering the interest rate or rates specified and the premium offered, if any. The highest bid will be determined by deducting the amount of the premium bid (if any) from the total amount of interest which the district would be required to pay from the date of said bonds to the respective maturity dates thereof at the coupon rate or rates specified in the bid and the award will be made on the basis of the lowest net interest cost to the district. The lowest net interest cost shall be computed on a 360-day year basis.

(e) It shall require all bidders to deposit a certified or cashier's check, drawn on a bank or trust company transacting business in the State of California, payable to the order of the authority treasurer, in an amount up to, but not exceeding, 2 per centum of the par value of the bonds proposed to be sold, to partially secure the authority from any loss resulting from the failure of the bidder to comply with the term of his bid. The specific amount of the good faith deposit required of all bidders will be stated in the notice of sale. The good faith deposits of unsuccessful bidders will be returned by mail or personal delivery at the time of making the award to the successful bidder. No interest will be paid upon deposit made by the successful bidder.

Sec. 9.23. The published notice of sale shall also include the following:

(a) It shall state that the authority shall reject any and all bids which do not comply with the terms of the notice. Any bidder whose bid has been rejected by reason of any irregularity or informality or other defect in the bid shall be disqualified from purchasing the bonds offered pursuant to the notice of sale at any subsequent private sale of the same bonds.

(b) It shall state that if no bids are received, or if the highest bid received is not satisfactory as to price, the authority may reject all bids received, if any, and either readvertise or sell the bonds at private sale. However, if the bonds are to be sold at private sale, they may not be sold at a price lower than the highest bid received at public sale. Bidders whose bids have been rejected at public sale because of irregularity or informality in their bids will not be permitted to bid at private sale.

(c) It shall state that the authority will take action awarding the bonds or rejecting all bids not later than 24 hours after expiration of the time prescribed in the notice for receipt of proposals; provided, that the award may be made after the expiration of the specified time, if the bidder shall not have given the authority notice in writing of the withdrawal of such proposal.

(d) It shall state that delivery of bonds will be made to the successful bidder at a designated office as soon as the bonds can be prepared (but not prior to the date of the bonds). The authority may also provide for delivery of bonds at such place or places, anywhere in the United States, as may be specified in the notice of sale and for receipt and transmittal of purchase price in cash or bank credits in the form of certified Federal Reserve Bank funds. The cost of printing, engraving, or lithographing the bonds will be borne by the authority.

(e) It shall provide that the successful bidder shall have the right, at his option, to cancel the contract of purchase if the bonds are not tendered for delivery within 60 days from the date of sale thereof, and in such event the successful bidder shall be entitled to the return of the deposit accompanying his bid.

(f) It shall provide that if prior to the delivery of the bonds the income received by private holders from bonds of the same type and character shall be declared to be taxable under any federal income tax laws, either by the term of such laws or by ruling of a federal income tax authority or official, which is followed by the Internal Revenue Service or by decision of any federal court, the successful bidder may at his option prior to the tender of the bonds by the authority, be relieved of his obligation under the contract to purchase the bonds and in such case the deposit accompanying his bid shall be returned.

(g) It shall state that there is no controversy or litigation pending or threatened concerning the validity of the bonds to be sold, the corporate existence of the authority, or the title of the officers to their respective offices, and the authority will deliver to the successful bidder a no-litigation certificate certifying to the foregoing as of and at the same time of delivery of the bonds.

(h) It shall state that a legal opinion from a nationally recognized firm of municipal bond attorneys, approving the validity of bonds in all respects, will be furnished to the successful bidder without charge.

SEC. 9.24. The authority may provide for the funding or refunding of outstanding general obligation indebtedness pursuant to this article, if any of the following conditions exist:

(a) The authority has indebtedness evidenced by bonds, notes, or other evidences of indebtedness, which according to their terms are subject to call or payment before maturity.

(b) The authority has filed a petition under any bankruptcy law of the United States and refunding of its indebtedness is authorized in the bankruptcy proceedings.

(c) The holders of outstanding indebtedness have consented to exchange such outstanding bonds for refunding bonds bearing a lower rate of interest than such outstanding bonds.

SEC. 9.25. The authority by a two-thirds vote of the members may fund or refund its general obligation indebtedness at, after, or before maturity and issue refunding bonds of the authority to refund the indebtedness evidenced by such outstanding securities.

SEC. 9.26. Refunding general obligations may be issued and may be sold in accordance with the provisions set forth in this chapter, except that no election need be called or held for the purpose of authorizing the issuance of refunding bonds and such refunding bonds may be sold and the proceeds thereof applied to the redemption of bonds of indebtedness or may be exchanged at not less than their par value for the evidences of indebtedness to be refunded.

SEC. 9.27. Refunding bonds issued pursuant to this chapter will have the same weight and force and may be used in the same manner as the bonds to be refunded.

SEC. 9.28. The proceeds of any sale of refunding bonds for cash shall be deposited with the treasurer or depository, as determined by the authority, to the credit of the Funding Fund, and applied only to refunding the indebtedness for which the bonds are issued.

SEC. 9.29. Any proceeds of the refunding bonds remaining after the indebtedness has been paid shall be deposited in the fund established for the payment of principal and interest on the refunding bonds and used only for the purpose of paying such principal or interest as it matures.

SEC. 9.30. At the time of making the general tax levy after incurring the bonded indebtedness and annually thereafter until the refunding bonds are paid or until there is a sum in the treasury set apart for that purpose sufficient to meet all payments of principal and interest on the bonds as they become due, the authority

shall levy and collect a tax or assessment sufficient to pay the interest on the bonds and such part of the principal as will become due before the proceeds of the next general tax levy will be available.

SEC. 9.31. If the earliest maturity of the refunding bonds is more than one year after the date of issuance, the authority shall levy and collect annually a tax or assessment sufficient to pay the interest as it falls due and to constitute a sinking fund for payment of the principal on or before maturity.

SEC. 9.32. The taxes or assessments shall be levied and collected as other authority taxes or assessments, and are in addition to all other taxes or assessments. They shall be used only for the payment of the bonds and interest thereon.

SEC. 9.33. Refunding bonds may be issued in a principal amount sufficient to provide funds for (a) the payment of the principal of and interest on the bonds, notes or other evidences of indebtedness to be refunded; (b) all expenses incidental to the calling, retirement or payment of the outstanding bonds, notes or other evidences of indebtedness and the issuance of refunding bonds including the difference in amount between the par value of the refunding bonds and any amount less than par; (c) any amount necessary to be made available for the payment of interest upon the refunding bonds from the date of their delivery to the date of maturity or payment of the bonds, notes or other evidences of indebtedness to be refunded out of the proceeds of sale or the date upon which the bonds, notes or evidences of indebtedness to be refunded will be paid pursuant to call and redemption thereof or pursuant to any agreement with the holders thereof for the refunding or exchanging of such bonds, notes or other evidences of indebtedness; and (d) the premium if any necessary to be paid in order to call and retire the outstanding bonds, notes or other evidences of indebtedness to be refunded. Refunding bonds may be exchanged at not less than their par value and accrued interest for outstanding bonds, notes or other evidences of indebtedness to be refunded thereby.

SEC. 9.34. When sufficient money is in the Funding Fund to redeem one or more outstanding past due bonds, notes or other evidences of indebtedness, or to redeem one or more of the outstanding bonds, notes or other evidences of indebtedness, which are subject to call or payment before maturity, and which are proposed to be funded or refunded, the treasurer shall publish a notice that he is prepared to pay the bond, note or other evidence of indebtedness (giving its number, if any). The notice shall be published once a week for two weeks in a newspaper of general circulation in the district, if there is one. Copies of such advertisement may be published in any newspaper or financial publication in the United States. If the bond, note or other evidence of indebtedness to be called for redemption or refunded is not presented for redemption on or before the date specified for redemption, as set forth on the face of such outstanding bond, note or other evidence of indebtedness, interest thereon shall cease.

SEC. 9.35. At the same time, the treasurer shall deposit in the post office a copy of the notice, enclosed in a sealed envelope, postage prepaid, addressed to the registered owner of any such bond, note, or other evidence of indebtedness, registered pursuant to this part, whose address appears upon the record in the treasurer's office. If the bond, note, or other evidence of indebtedness is not presented within the time specified in the notice, the interest upon it ceases and the amount due shall be set aside for the payment when presented.

SEC. 9.36. When any outstanding bonds, notes or other evidence of indebtedness are surrendered and paid, the treasurer shall cancel them by endorsing on their faces the amount for which they are received, "Canceled," and the date of cancellation.

SEC. 9.37. The treasurer shall keep a record of bonds, notes, or other evidences of indebtedness redeemed, and report the redemption to the authority. The report shall be made at least once a month, and shall be accompanied by the bonds, notes, or other evidence of indebtedness which have been taken up and canceled.

SEC. 9.38. Any money remaining in the Funding Fund, after all outstanding bonds, warrants, judgments, notes, or other evidences of indebtedness proposed to be refunded have been taken up and canceled, shall be deposited in the fund established for the payment of principal and interest on the refunding bonds and used only for paying such principal or interest as they mature.

SEC. 9.39. Refunding of revenue bonds of the authority may be accomplished in the manner provided by the Revenue Bond Law of 1941, all of the provisions of which are hereby made applicable to the authority.

SEC. 9.40. If lost or completely destroyed, any bond, note, coupon or other evidence of indebtedness may be reissued in the form and tenor of the lost or destroyed bond, note, coupon, or other evidence of indebtedness, upon the owner furnishing to the satisfaction of the authority:

(a) Proof of ownership;

(b) Proof of loss or destruction;

(c) A surety bond in twice the face amount of the bond, note, coupon, or other evidence of indebtedness, and attached coupons; and

(d) Payment of the cost of preparing and issuing the new bond, note, coupon, or other evidence of indebtedness.

SEC. 9.41. If defaced, mutilated, or partially destroyed, any bond, note, coupon, or other evidence of indebtedness may be reissued in the form and tenor of the defaced or partially destroyed bond, note, coupon, or other evidence of indebtedness, to the bearer, or if registered, to the registered holder, at his expense, on surrender of the defaced or partially destroyed bond, note, coupon, or other evidence of indebtedness, and on such other conditions as the resolution authorizing the reissuance may provide.

SEC. 9.42. When a bond, note, interest coupon, or other evidence of indebtedness payable from funds in the custody of the treasurer of the authority is presented to him for payment and is not paid for want of funds, he shall endorse upon it "Not paid for want of funds," the date of presentation, and a serial number indicating the order of presentation, and shall sign or stamp his name thereon.

SEC. 9.43. Upon receipt of the first money in the treasury applicable to their payment, the treasurer shall set apart the amount necessary to pay the past due bonds, notes, coupons or other evidence of indebtedness that have been registered for want of funds. He shall give notice by registered mail to the owner or holder of the registered bonds, notes, coupons, and other evidences of indebtedness, at the address last filed, stating that he is ready to pay for them. The bonds, notes, coupons and other evidences of indebtedness shall be paid from such money, in the order of their registration.

SEC. 9.44. If the registered bonds, notes, coupons, and other evidences of indebtedness are not presented for payment within 30 days from mailing of the notice, the treasurer shall apply the fund set aside to the payment of the unpaid registered bonds, notes, coupons, and other evidences of indebtedness next in order, until all registered bonds, notes, coupons, and other evidences of indebtedness have been called."

Amendment No. 6

On page 20, line 18, strike out "revenue".

Amendment No. 7

On page 20, strike out lines 31 to 40, inclusive, and insert

"SEC. 11.2. The revenue bond redemption and interest payments shall, and to the extent determined by the authority the general obligation redemption and interest payments may,".

Amendment No. 8

On page 21, line 3, strike out "revenue".

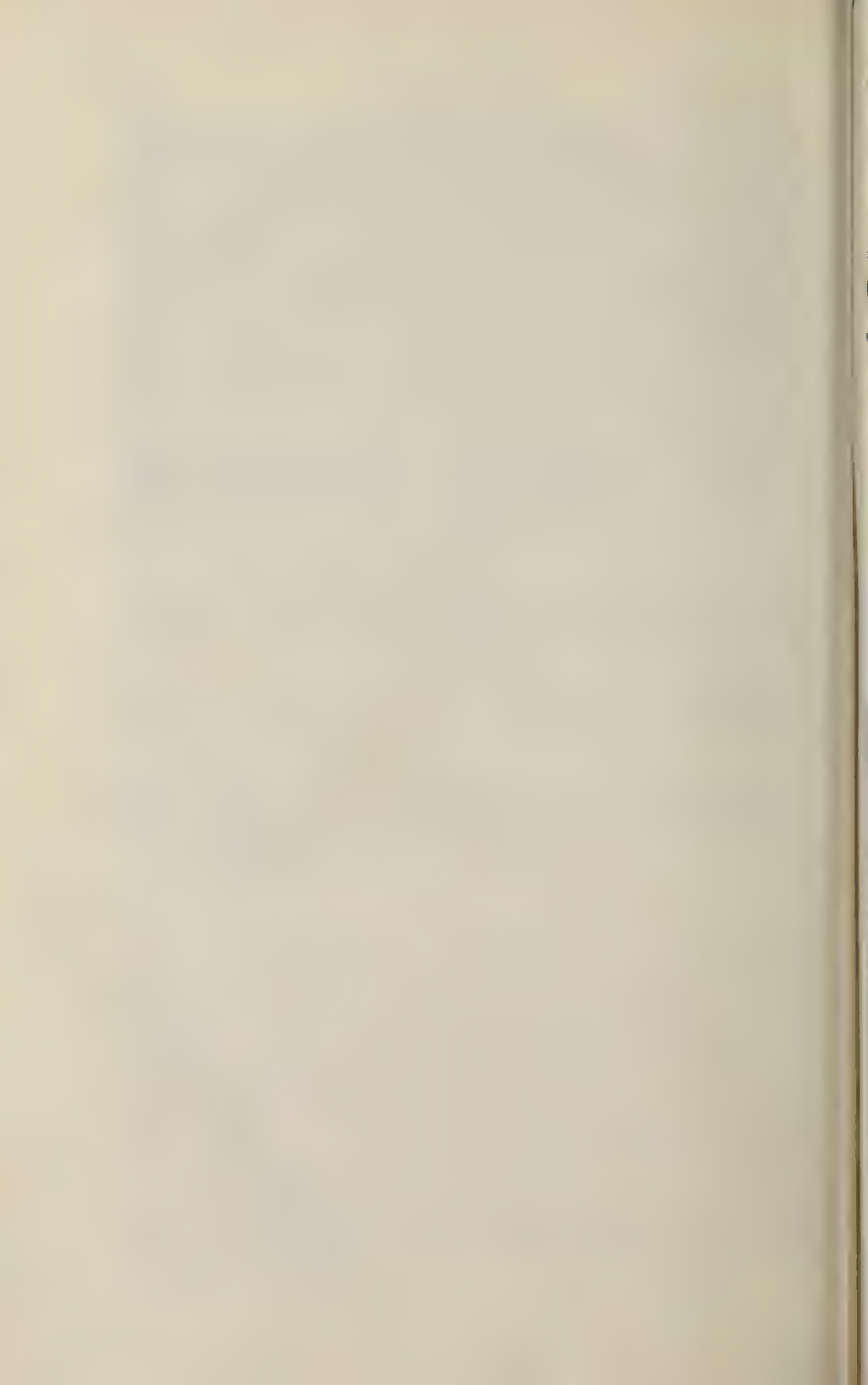
Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

ADJOURNMENT

At 5.40 p.m., on motion of Senator Busch, the President ordered the Senate adjourned until 11.30 a.m., Friday, April 19, 1957.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTIETH LEGISLATIVE DAY
SIXTY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, April 19, 1957

The Senate met at 11.30 a.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Sutton, Teale, Thompson, and Williams—35.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O God, who didst will that Thy Son should undergo on this day, the torture of the Cross for our sakes, that He might be an example to us; may we also, in following Him, take up our work with zeal and endure the suffering and toil that comes with it so that we may thereby do good for our State and lead our fellowman onward towards the better things of life—and enjoy a mutual peace and happiness which comes to those who love and labor after Thy gracious example. Make us, therefore, O Lord, instruments of Thy peace, and from Thee, may we learn this day, that it is in giving that we receive—it is in pardoning that we are pardoned—and that it is in Thee, alone, that we shall find our happiness. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Dorsey, on motion of Senator Burns, due to legislative business.

Senator Montgomery, on motion of Senator Burns, due to legislative business.

Senator Short, on motion of Senator Burns, due to legislative business.

Senator Cunningham, on motion of Senator Burns, due to legislative business.

Senator Richards, on motion of Senator Burns, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Bheinhardt of San Rafael.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. R. H. Rollins and daughter Marilyn, from Arcadia.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Kamini Gupta of San Francisco.

On request of Lieutenant Governor Powers, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Edwin Regan and children, Kathleen, Craig, and Michael, wife and children of Senator Regan.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, April 19, 1957

To the Honorable Members of the Senate

State of California

Sacramento, California

GREETINGS: I am returning herewith, without my signature, Senate Bill No. 133, entitled: "An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, declaring the urgency of this act, to take effect immediately."

My objections to this bill are as follows:

The Legislature passed and presented to me this Senate Bill No. 133 and Assembly Bill No. 2280. These bills are general validating acts and have similar provisions, except that Assembly Bill No. 2280 is broader and validates the acts of additional "public bodies" and also has certain other desirable technical differences from Senate Bill No. 133. In order to avoid unnecessary duplication and the confusion and problems which would result if both bills were signed, it is evident that only one of these bills should receive my signature and the other should be returned without my signature. After consultation with the authors of these bills, I have signed Assembly Bill No. 2280 and that bill has become a law and, accordingly, I am returning this Senate Bill No. 133 to the house in which it originated without my signature and with this statement of my objections thereto.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

Message read, and ordered printed in the Journal.

Senate Bill No. 133 ordered placed on the Unfinished Business File.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 18, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 143

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 143—Memorializing Frank J. Sandy.

Request for Unanimous Consent

Senator Breed asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 143, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 143

Assembly Concurrent Resolution No. 143—Memorializing Frank J. Sandy.

Resolution read, and adopted on a rising vote of the following :

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Sutton, Teale, Thompson, and Williams—35.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Committee on Rules has examined :

Senate Bill No. 503—An act to amend Section 24265 of the Health and Safety Code, relating to air pollution control;

Senate Bill No. 865—An act to add Section 23013 to the Government Code, relating to county departments of corrections;

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of April, 1957, at 11 a.m.

BURNS, Chairman

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which were referred :

Senate Bill No. 2007

Senate Bill No. 2053

Senate Bill No. 2014

Senate Bill No. 2063

Senate Bill No. 2045

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 9.

KRAFT, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which were referred :

Senate Bill No. 1203

Senate Bill No. 1204

Senate Bill No. 1672

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 9.

KRAFT, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which was referred :

Senate Bill No. 173

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 9.

KRAFT, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 1995

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

WILLIAMS, Chairman

REQUEST FOR UNANIMOUS CONSENT

Senator Williams asked for, and was granted, unanimous consent to take up Senate Bill No. 1995, at this time, for consideration of committee amendments.

Senate Bill No. 1995—An act to add Chapter 4.5 (commencing at Section 11510) to Part 3 of Division 6 of the Water Code, relating to the planning, financing, construction and operation of the facilities of the San Luis Project which may be used jointly by the State and the United States, and making an appropriation therefor, and declaring the urgency thereof to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 4, line 41, of the printed bill, as amended in Senate April 16, 1957, after "valley", insert "and certain portions of Santa Clara and San Benito Counties".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

MOTION TO PRINT COPIES OF BOOKLET "THE PEACE AHEAD"

Senator Burns moved that 5,000 copies of a booklet entitled "The Peace Ahead," be printed.

Motion ordered referred to the Committee on Rules for consideration.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 2514

Senator Donnelly moved that Senate Bill No. 2514 be withdrawn from Committee on Financial Institutions and re-referred to Committee on Governmental Efficiency.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Constitutional Amendment No. 37: By Senator Gibson—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 3 of Article XXVI thereof, relating to the use of revenues obtained from motor vehicle fuel taxes and motor vehicle registration and license fees.

Referred to Committee on Transportation.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 1085—An act to add Sections 5.1 and 5.2 to the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057 of the Statutes of 1955), relating to the Santa Barbara County Flood Control and Water Conservation District, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 829—An act to add Section 170.6 to the Code of Civil Procedure, relating to disqualification of judges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In the first line of the heading of the printed bill, strike out "Beard,".

Amendment No. 2

On page 1, line 4, strike out "or criminal".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1045—An act to add Division 5, comprising Sections 1701 to 2207, inclusive, to the Probate Code, relating to the care of persons and property in need of conservatorship.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, line 26, of the printed bill, after the second "person", insert ", other than a creditor of the proposed conservatee,".

Amendment No. 2

On page 14, line 20, strike out the second "may".

Amendment No. 3

On page 14, line 21, after the comma, insert "and filed by any person entitled under Section 1754 to apply for the appointment of a conservator, may".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1853—An act to add Section 932 to the Penal Code, relating to grand juries.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 2, of the printed bill, after "no," insert "report, declaration, or".

Amendment No. 2

On page 1, line 3, strike out "independent", and insert "its own".

Amendment No. 3

On page 1, line 7, strike out "independent", and insert "its own".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2325—An act to amend Section 139 of the Civil Code, relating to divorce and separate maintenance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 21, of the printed bill, strike out "When", and strike out all of line 22.

Amendment No. 2

On page 2, strike out lines 1 to 4, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1625—An act to add Section 27295 to the Government Code, relating to the recordation of redevelopment documents.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out the second "may", and insert "shall".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 1496—An act to add Section 1709.3 to the Insurance Code, relating to insurance life and disability agents.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1497—An act to amend Section 383.5 of the Insurance Code, relating to insurance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 744—An act to add Section 1733.5 to the Insurance Code, relating to insurance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2104—An act to amend Section 1282 of the Insurance Code of the State of California, relating to insurance laws to which reciprocal insurers are subject.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 227—An act to make an appropriation for the installation of sidewalks at the California School for the Deaf at Riverside.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 5, of the printed bill, after "Street", insert ", Lincoln Street,"

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1714—An act to create the Contra Costa County Water Agency for the conservation, storage, and distribution of water in the agency, and prescribing its organization, powers, and duties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Assembly on March 21, 1957, after "Costa", insert ", except Coney Island and the lands lying within the exterior boundaries of East Contra Costa Irrigation District, Byron-Bethany Irrigation District, Reclamation District No. 800, Reclamation District No. 802, and Reclamation District No. 2024 as the same existed on January 1, 1957".

Amendment No. 2

On page 3, line 25, strike out "or without".

Amendment No. 3

On page 3, line 43, strike out "or outside".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2269—An act to amend Sections 3 and 16 of Chapter 63 of the Statutes of 1880, relating to the protection of lands from overflow.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1927—An act to add Sections 3014, 3015, 3602.2 and 3608.1 to, and to amend Sections 3002, 3007, 3106, 3150, 3200, 3202, 3203, 3215, 3233, 3357, 3606, and 3608 of, the Public Resources Code, relating to oil and gas.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1062—An act to add Section 5005.1 to the Public Resources Code, relating to the Division of Beaches and Parks.

Bill read second time, and ordered to third reading.

Assembly Bill No. 295—An act to amend Section 1563 of the Financial Code, relating to registration of stock held in trust in name of trust company nominee.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1273—An act to amend Section 12977 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1275—An act to amend Section 11750.3 of the Insurance Code, relating to workmen's compensation rating organizations.

Bill read second time, and ordered to third reading.

Assembly Bill No. 66—An act to amend Section 10270 of the Insurance Code, relating to insurance concerning distributors, wholesalers, dealers, or other personnel engaged in activities pertaining to the marketing and delivery of newspapers and magazines.

Bill read second time, and ordered to third reading.

Assembly Bill No. 67—An act to add Chapter 2.5 (consisting of Sections 10220 to 10225, inclusive) to Part 2 of Division 2 of the Insurance Code, relating to blanket life insurance.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1256—An act to repeal Chapter 9 of Part 2 of Division 2 (commencing with Section 10810) of the Insurance Code, relating to mutual life and disability insurance on stipulated premium plans and to saving free of impairment, removal, or modification all existing causes of action and contractual rights or obligations.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1257—An act to amend Section 1821 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1402—An act to amend Sections 900 and 900.7 of the Insurance Code and to add Sections 900.8 and 900.9 to said code, relating to financial statements of insurers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 358—An act to amend Sections 1227, 1228, 1413, 1414, 1415, and 1416 of the Financial Code, relating to loans by banks.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1248—An act to amend Sections 14202, 14406 and 14803, and to repeal Section 15403 of the Financial Code, relating to credit unions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Financial Institutions:

Amendment No. 1

On page 2, line 24, of the printed bill, as amended in Assembly April 4, 1957, after "offense", insert "involving moral turpitude".

Amendment No. 2

On page 2, line 25, strike out "engagements and", and insert "contracts, agreements or".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 4014—An act to add Article 1a, commencing with Section 10440, to Chapter 5, of Part 2, Division 2 of the Insurance Code, relating to the regulation of the internal affairs of mutual insurers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Financial Institutions:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Assembly March 29, 1957, before "mutual", insert "domestic".

Amendment No. 2

On page 1, line 20, before "mutual", insert "domestic".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3941—An act to amend Sections 5473 and 5474 of the Health and Safety Code, relating to the imposition of fees and charges for sanitation and sewage facilities and services.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2359—An act to add Section 2378.5 to the Business and Professions Code, and to add Chapter 6 (commencing with Section 1680) to Division 2 of the Health and Safety Code, relating to the creation of a Cancer Council, and the regulation and control of the diagnosis, treatment, and cure of cancer.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 2, line 36, of the printed bill, as amended in Assembly March 27, 1957, strike out "10", and insert "9".

Amendment No. 2

On page 2, line 38, strike out "two", and insert "three".

Amendment No. 3

On page 2, line 46, strike out "one", and insert "three".

Amendments read, and adopted.

Bill ordered printed and re-referred to Committee on Rules for assignment to proper interim committee.

THIRD READING OF SENATE BILLS

Senate Bill No. 1206—An act to amend Section 4416 of, and to add Section 4355 to, and to repeal Section 4355 of, the Business and Professions Code, relating to pharmacy.

Bill read third time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 2 of the printed bill, as amended in Senate March 25, 1957, strike out lines 6 to 45, inclusive, and insert

"SEC. 3. Section 4416 of said code is amended to read:

4416. The amount of fees and penalties prescribed by this chapter, except as otherwise provided, is that fixed by the board according to the following schedule:

(a) The fee for a permit to conduct a pharmacy shall be fixed by the board at an amount not to exceed fifty dollars (\$50) for each pharmacy.

(b) The annual fee for renewal of the permit to conduct a pharmacy shall be fixed by the board at an amount not to exceed twelve dollars (\$12) for each pharmacy.

(c) The annual fee for a permit for a general dealer in a rural district is not to exceed five dollars (\$5).

(d) The fee for any applicant for registration is not to exceed twenty-five dollars (\$25).

(e) The additional fee for the issuance of a certificate to any licentiate, who is found by the board on examination to be entitled to a certificate, is not to exceed fifteen dollars (\$15).

(f) The fee for the reissuance of a certificate is not to exceed fifteen dollars (\$15).

(g) Except as otherwise provided in this subdivision, the annual renewal fee for a registered pharmacist may be fixed by the board at an amount not to exceed the sum of eight dollars (\$8). If a registered pharmacist was issued a certificate during the 1955-56 Fiscal Year and did not pay the additional fee prescribed in subdivision (e), the annual renewal fee for such registered pharmacist may be fixed by the board during the 1956-57 Fiscal Year at any amount not to exceed the sum of twenty-three dollars (\$23).

(h) The fee for a wholesaler is not to exceed fifty dollars (\$50).

(i) The fee for a manufacturer is not to exceed fifty dollars (\$50).

(j) The fee for a hypodermic license is not to exceed five dollars (\$5).

(k) The annual fee for hypnotic license is not to exceed ten dollars (\$10).

[(l) The annual fee for an analytical toxicologist is ten dollars (\$10).]

[(m)] (l) The penalty for failure to pay any annual renewal fee may be fixed by the board at an amount not to exceed the sum of ten dollars (\$10)."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which referred:

Senate Bill No. 2276

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 2276

Senator Breed moved that Senate Bill No. 2276 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2276—An act to amend the title of Article 3 (commencing with Section 8721) of Chapter 3 of Part 3 of Division 2 of, and Sections 8715, 8721, 8722, 8723, 8724, 8732 and 9351 of, and to

add Sections 8712.5 and 8751.5 to, and to repeal Section 8731 of, the Revenue and Taxation Code, relating to the use fuel tax, to provide for the collection of the tax by vendors.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in Senate April 3, 1957, strike out "8724".

Amendment No. 2

In line 6 of the title, strike out "Section", and insert "Sections 8724 and".

Amendment No. 3

On page 2, line 6, after "that", strike out "a sale or"; and strike out line 7, and insert "the fuel was not sold and delivered into a receptacle on a motor vehicle from which fuel is supplied for the propulsion of the vehicle".

Amendment No. 4

On page 2, line 8, strike out "a user's vehicle".

Amendment No. 5

On page 2, line 9, strike out "pur-", and insert "not so delivered."

Amendment No. 6

On page 2, strike out lines 10 and 11, and insert "The person giving the certificate shall state therein the purpose for which the fuel is to be used, and if such person is the holder of a valid use fuel tax permit issued under this part the certificate shall show his permit number."

Amendment No. 7

On page 2, line 27, after "purchaser", strike out the remainder of the line and lines 28 and 29, and insert a period.

Amendment No. 8

On page 2, line 30, strike out "amended to read", and insert "repealed"; and strike out lines 31 to 39, inclusive.

Amendment No. 9

On page 2, line 43, strike out "the fuel supply tank of motor vehicle in this State", and insert "a receptacle on a motor vehicle from which fuel is supplied for the propulsion of the vehicle".

Amendment No. 10

On page 3, line 18, after "vendor", insert a period, and strike out the remainder of the line and line 19.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 1019

Assembly Bill No. 2132

Assembly Bill No. 3005

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1019

Senator Hollister moved that Senate Bill No. 1019 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1019—An act to add Section 35009 to the Government Code, relating to annexation of territory to cities.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the caption of the printed bill, after "Murdy", insert "and Hollister".

Amendment No. 2

In line 1 of the title, strike out "35009", and insert "35012".

Amendment No. 3

In line 2 of the title, after "cities", insert ", and declaring the urgency thereof to take effect immediately".

Amendment No. 4

On page 1, strike out lines 1 to 19, inclusive, and insert

"SECTION 1. Section 35012 is added to the Government Code, to read:

35012. (a) If under this chapter or otherwise, tide or submerged lands, either or both, of the Pacific Ocean are proposed for annexation to a city, they shall be entirely embraced within the lateral boundary lines of the city as such lines exist at the points of ordinary high water and as such lines shall be extended from such points seawardly in a direction perpendicular to the general course of the shoreline.

(b) In the event the boundary lines of a city extend into tide or submerged lands of the Pacific Ocean, any additional tide or submerged lands proposed for annexation shall be entirely embraced within the area of such boundary lines as the same shall be prolonged seawardly.

SEC. 2. This act is a measure necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution, and shall go into immediate effect. The facts constituting such necessity are as follows:

That certain cities are now initiating proceedings to annex tide and submerged ocean lands far beyond the lateral boundaries of such cities if extended seawardly, and it is necessary that the act take immediate effect to prevent such annexations which are inimical to the best interests of the people of the State of California."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 2132

Senator Gibson moved that Assembly Bill No. 2132 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2132—An act to amend an act entitled "Los Angeles County Flood Control Act" approved June 12, 1915, as amended, by amending Section 13 $\frac{1}{2}$ thereof, relating to transfers of storm drain improvements.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 3 and 4 of the title of the printed bill, and insert "amending Sections 3.6 and 13 $\frac{1}{2}$ thereof, relating to water conservation and flood control, and declaring the urgency thereof to take effect immediately."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, line 1, after "SECTION 1.", insert "Section 3.6 of the Los Angeles County Flood Control Act is hereby amended to read:

Sec. 3.6. Any zone established pursuant to Section 3.1 of this act may be terminated by the board of supervisors after a public hearing on the matter. Such hearing may be ordered upon motion of the board, and shall be ordered upon a petition for termination being filed with the clerk of the board, signed by the owners of 10 percent of the taxable real property within the zone as ascertained by reference to the last equalized county assessment roll, or upon the filing with the clerk of a resolution requesting termination adopted by a majority vote of the governing body of any city, or of any public district formed for the purpose of supplying water, all or any part of which is included within the zone. The determination of the percentage of owners of real property signing the petition for termination shall be made and certified to by the assessor in the manner described in Section 3.5.

Notice of such hearing shall be given in the manner described in Section 3.2. The notice shall contain a description of the zone, a general statement of its activities, and the purpose of the hearing.

At the hearing, evidence may be presented concerning the necessity, or lack thereof, for continuing the zone. The hearing may be continued from time to time not to exceed 60 days in the aggregate. If the board determines that such necessity no longer exists, or that the public interest otherwise requires the termination of the zone, or that the real property is no longer benefited, the board shall thereupon by resolution declare the zone terminated for all purposes except those necessary to finance outstanding contracts. When such contracts have been satisfied the zone will terminate for all purposes, effective at the close of the then current fiscal year.

Such a zone shall terminate without hearing at the end of the third or fourth fiscal year during which taxes were, or could have been, levied for zone purposes if certified copies of resolutions requesting such termination are filed with the board of supervisors, as hereinafter provided, on or before 60 days prior to the date of the requested termination. Such resolutions shall be sufficient if adopted by a majority vote of the governing bodies of cities or of public districts formed for the purpose of supplying water within which cities or public districts or both, there is taxable real property situated within the zone having an assessed value equal to not less than 35 percent of the assessed value of all of the taxable real property within the zone, as shown by the equalized assessment roll of such fiscal year.

If not sooner terminated, such zone shall terminate without hearing at the end of the fifth fiscal year during which taxes were, or could have been, levied for zone purposes. A new zone comprising or including all or any part of an original zone which has been terminated pursuant to the provisions of this section, shall not be established if protests are filed with the clerk of the board, at least fifteen (15) days prior to the date set for hearing thereon, which protests have been adopted by a majority vote of the governing bodies of cities or of public districts formed for the purpose of supplying water, within which cities or public districts or both, there is taxable real property situated within the proposed zone as described in the notice of hearing, having an assessed value equal to not less than 35 percent of the assessed value of all of the taxable real property within the proposed zone as described in said notice of hearing, as shown on the last equalized assessment roll.

Any remaining funds of a terminated zone shall be added to the general funds of the district and shall be expended by the district for water conservation in a manner beneficial to the area within the terminated zone in addition to that normally performed [.]

Amendment No. 3

On page 2, after line 27, insert

"SEC. 3. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article 4 of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

On July 1, 1957, certain water conservation zones established within the Los Angeles County Flood Control District will cease to exist. Tax funds collected within such zones for the acquisition of imported or reclaimed water will not be expendable for that purpose after that date. In order that such funds may be expended for the purpose for which they were raised and such waters conserved

within and for the benefit of the area constituting such zones, this act must be effective immediately."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 3005

Senator Gibson moved that Assembly Bill No. 3005 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 3005—An act to amend Section 43620 of, and to add Section 43610.1 to the Government Code, relating to city bonds.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in Assembly March 21, 1957, in line 11, after "vary", insert "one from the other".

Amendment No. 2

On page 2, line 12, strike out "authorized".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 2518

Senate Bill No. 1212

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 2518

Senator Donnelly moved that Senate Bill No. 2518 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2518—An act to add Article 9 (consisting of Sections 11120 to 11126, inclusive) to Chapter 1, Part 1, Division 3, Title 2 of the Government Code, relating to the reorganization of state agencies.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 4, 1957, strike out lines 25 and 26; and on page 2 strike out lines 1 to 3, inclusive, and insert "that

a reorganization of an agency or agencies is necessary to accomplish one or more of the purposes of subdivision (a) of Section 11120."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 1212

Senator Miller moved that Senate Bill No. 1212 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1212—An act to add Article 6 to Chapter 5 of Part 1 of Division 2 of Title 5, comprising Sections 54201 to 54223 of the Government Code, relating to purchases of supplies and equipment.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate March 20, 1957, strike out ", comprising Sections 54201 to 54223".

Amendment No. 2

On page 1, strike out lines 11 to 23, inclusive, and insert

"54202. Every local agency shall adopt policies and procedures, including bidding regulations, governing purchases of supplies and equipment by the local agency. Purchases of supplies and equipment by the local agency shall be in accordance with said duly adopted policies and in accordance with all provisions of law governing same. No policy, procedure, or regulation shall be adopted which is inconsistent or in conflict with statute.

54203. If the local agency is a city, a county, or a city and county, the policies provided for in Section 54202 shall be adopted by ordinance in the manner otherwise provided by law or by charter, as the case may be.

54204. If the local agency is other than a city, county, or city and county, the policies provided for in Section 54202 shall be adopted by means of a written rule or regulation, copies of which shall be available for public distribution."

Amendment No. 3

Strike out pages 2, 3, 4, and 5.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Assembly Bill No. 2111

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2111

Senator Collier moved that Assembly Bill No. 2111 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2111—An act to amend Sections 158, 180, 205 and 375 of the Vehicle Code, relating to license plates.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 18, of the printed bill, as amended in the Assembly on April 8, 1957, strike out "a".

Amendment No. 2

On page 2, line 19, strike out "plate", and insert "plates".

Amendment No. 3

On page 2, line 30, strike out "a".

Amendment No. 4

On page 2, line 31, strike out "plate", and insert "plates".

Amendment No. 5

On page 2, line 33, after "158.", insert "Such vehicles may also be moved or operated for the purpose of towing or transporting by any lawful method other vehicles when the towing or transporting vehicle is being delivered for sale only."

Amendment No. 6

On page 2, line 35, after "type", insert "by any lawful method".

Amendment No. 7

On page 2, line 35, strike out "singly".

Amendment No. 8

On page 2, line 36, strike out "or in combination".

Amendment No. 9

On page 2, line 37, after "vehicle", strike out "a", and insert "in contact with the highway".

Amendment No. 10

On page 2, line 38, strike out "plate", and insert "plates".

Amendment No. 11

On page 2, line 41, after "158.", insert "Such vehicles may be used for the purpose of towing or transporting by any lawful method other vehicles when the towing or transporting vehicle is being delivered for sale or to the owner thereof."

Amendment No. 12

On page 2, line 47, after "dealer.", insert "They do not apply to vehicles owned and leased by dealers, nor to any unregistered vehicles used to transport more than one load of other vehicles for the purpose of sale."

Amendment No. 13

On page 3, line 3, after "first", insert "set of".

Amendment No. 14

On page 3, line 3, strike out "plate", and insert "plates".

Amendment No. 15

On page 3, line 6, after "first", insert "set of".

Amendment No. 16

On page 3, line 6, strike out "plate", and insert "plates".

Amendment No. 17

On page 3, line 8, after "additional", insert "set of".

Amendment No. 18

On page 3, line 8, strike out "plate", and insert "plates".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 723

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which were referred:

Senate Bill No. 1181

Senate Bill No. 1184

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1181

Senator Breed moved that Senate Bill No. 1181 be amended and referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1181—An act to add Sections 8573 and 8574 to, and to amend Sections 8738 and 8741 of, the Health and Safety Code, relating to cemeteries.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "add Sections 8573 and 8574 to, and to amend Sections 8738 and 8741 of", and insert "repeal Section 9627 of, amend Sections 8726, 8738, 8741, 9507, 9509, and 9635 of, and to add Sections 8573, 8574 and 9627 to".

Amendment No. 2

On page 1, between lines 24 and 25, insert

"SEC. 3. Section 8726 of said code is amended to read:

8726. The principal of all funds for endowment care shall be invested and the income only *may* be used for the care, maintenance, and embellishment of the cemetery in accordance with the provisions of law and the resolutions, by-laws, rules and regulations or other actions or instruments of the cemetery authority and for no other purpose. Endowment and special care funds shall be maintained separate and distinct from all other funds and the trustees shall keep separate records thereof."

Amendment No. 3

On page 1, line 25, strike out "SEC. 3", and insert "SEC. 4".

Amendment No. 4

On page 2, line 4, strike out "Sixty cents (\$0.60)", and insert "Sixty-five cents (\$0.65)".

Amendment No. 5

On page 2, line 7, after "crypt", insert ", provided, however, that for companion crypts, there shall be deposited forty dollars (\$40) for the first crypt and twenty dollars for each additional crypt".

Amendment No. 6

On page 2, line 21, strike out "SEC. 4", and insert "SEC. 5".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 7

On page 2, after line 31, insert

"SEC. 6. Section 9507 of said code is amended to read:

9507. "Uniform Building Code" means the [1952] 1955 edition of The Uniform Building Code adopted and published by the Pacific Coast Building Officials Conference.

SEC. 7. Section 9509 of said code is amended to read:

9509. "National Electrical Code" means the [1953] 1956 edition of the National Electrical Code adopted and published by the Board of Fire Underwriters of the Pacific.

SEC. 8. Section 9627 of said code is repealed.

SEC. 9. Section 9627 is added to said code, to read:

9627. All structural framework shall be of poured-in-place reinforced concrete or of structural steel sections encased in poured-in-place concrete; provided, however, all footings, bearing walls, floor slabs and roofs shall be of poured-in-place reinforced concrete only. All structural framework shall be designed and constructed in accordance with the Uniform Building Code.

SEC. 10. Section 9635 of said code is amended to read:

9635. All crypt seal slabs shall be of pre-cast concrete, not less than one and one-half inches thick [which], or of asbestos concrete (transite) not less than one-half inch thick. All slabs shall be securely set in cement mortar for permanent sealing after interment is made in the crypt. Seal slabs shall be set independent of crypt fronts."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

MOTION TO AMEND SENATE BILL NO. 1184

Senator Breed moved that Senate Bill No. 1184 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1184—An act to amend Section 8500 of the Health and Safety Code, relating to cemeteries.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 8500 of", and insert "add Section 8501 to".

Amendment No. 2

On page 1, line 1, strike out "8500 of the Health and Safety Code is", and insert "8501 is added to the Health and Safety Code, to read:".

Amendment No. 3

On page 1, between lines 1 and 2, insert

"8501. In any eminent domain proceedings by a cemetery authority to acquire land for use as a cemetery for the burial of the dead, or for enlarging and adding to an existing cemetery and the grounds thereof, where it shall appear that the governing body of such cemetery authority has prior to the commencement of such proceedings adopted, by vote of two-thirds of all its members, a resolution finding and determining that the public interest and necessity requires the acquisition of such land for use as a cemetery for the burial of the dead, or for enlarging and adding to an existing cemetery and the grounds thereof, and that the property described in such resolution is necessary therefor, and upon a certified copy of such resolution being offered and received in evidence in any such proceedings, such resolution shall constitute prima facie evidence in such proceedings of (a) the public necessity of such proposed acquisition and development; (b) that such proposed acquisition and development is planned or located in the manner which will be most

compatible with the greatest public good, and the least private injury, and (c) that the property proposed to be acquired is necessary for the aforesaid purposes."

Amendment No. 4

On page 1, strike out lines 2 to 6, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Financial Institutions

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Chairman of the Committee on Financial Institutions, to which was referred:

Senate Bill No. 1498

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 1498

Senator Byrne moved that Senate Bill No. 1498 be amended and re-referred to Committee on Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1498—An act to amend Section 1763 of, and to repeal Section 1769 of, the Insurance Code, relating to insurance.

Bill read second time.

Motion to Amend

Senator Byrne, moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Senate March 25, 1957, strike out "Section 1769 of", and insert "Sections 1769 and 1775.5 of, and to add Section 1775.5 to".

Amendment No. 2

On page 2, line 24, strike out "Section 1769", and insert "Sections 1769 and 1775.5".

Amendment No. 3

On page 2, after line 24, insert

"SEC. 3. Section 1775.5 is added to said code to read:

1775.5. Every surplus line broker shall annually, on or before the first day of July of each year, pay to the Insurance Commissioner for the use of the State of California a tax of 7.5 percent of the gross premiums upon business done by him under authority of his license during the preceding calendar year, less 7.5 percent of return premiums paid by him by reason of cancellation or reduction of premium, excluding gross premiums paid and return premiums paid by him upon business governed by the provisions of Section 1760.5."

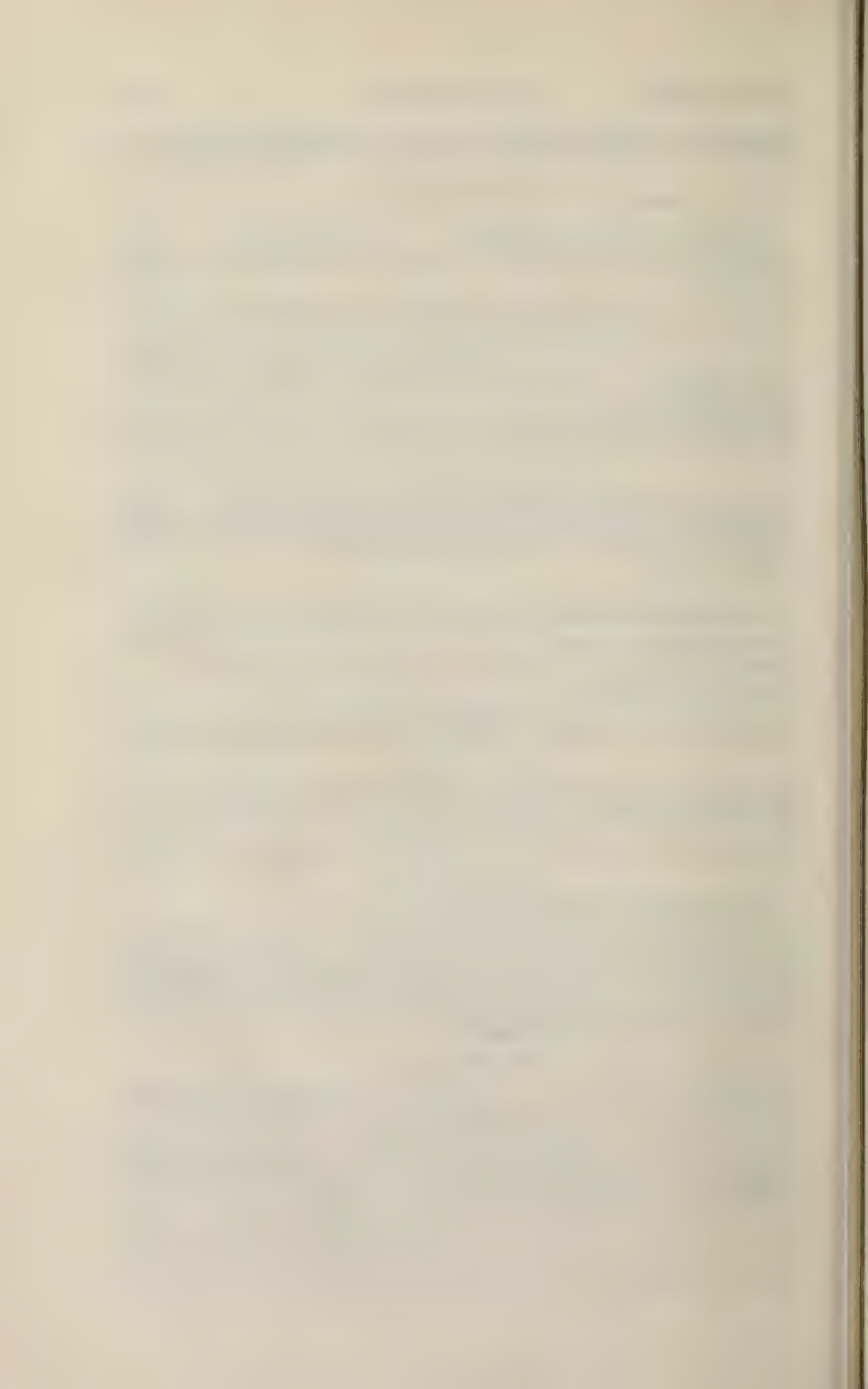
Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Financial Institutions.

ADJOURNMENT

At 11.58 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, April 22, 1957, out of respect to the memory of the late Frank J. Sandy.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-FIRST LEGISLATIVE DAY

SIXTY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, April 22, 1957

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.
Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

Look down upon us, O Lord, we pray Thee, and bless us and our work on this, the beginning of another week. Guide rightly our actions that we, in our own uncertain human wisdom, may know Thy will and do it. We place before Thee our work. May it be brought by Thee out of the darkness of indecision to the realization of what is best for our State and our people. Give to us a beneficent outlook on life with its problems. Make us, we beseech Thee, more fitting examples of that leadership so necessary in our day and age—that we may become examples of honesty, propriety and justice to our fellow man. Take away from us, we beseech Thee, the danger of too great reliance upon ourselves and teach us to rely upon Thy grace and wisdom. Into Thy hands and under Thy guidance alone, O Lord, can we find that rest and peace so necessary for the progress of both our national and civic life. AMEN.

PLEDGE OF ALLEGIANCE

Senator John F. McCarthy led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Williams, on motion of Senator Brown, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Abshire, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John L. Miller of Cloverdale.

On request of Senator Cunningham, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Earl Reynolds of Fontana.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Vincent P. Kelley of Vernon.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Sandy Willard and Mrs. Helen Willard of Chico.

On request of Senator McBride, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Joseph Goss, City Attorney, from Oxnard.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Geannie Meyer, Mr. and Mrs. Mel Williams, Mrs. Connie Russo, and Mrs. Vincent Kinn, all of San Jose.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Trimlett of Los Angeles, Mrs. Evelyn H. Karin and Jonathan J. Karin of Glendale.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Belmont Girl Scouts; *Troop 30*—Mrs. Raymond A. Withers, leader, Mrs. Louis Vermillion, co-leader, Mrs. Raymond A. Withers, helper, Linda Biber, Judy Bradley, Dale Diedrichs, Carmel Graham, Michel Goodall, Maureen Jonas, Suzanne Hughes, Penny Lake, Sharon O'Hara, Gloria Pickering, Leslie Smith, Louanne Vermillion, Deanne Wilson, and Susan Withers; *Troop 151*—Mrs. William R. Avery, leader, Mrs. Milo J. D'Anjou, co-leader, Kathy Avery, Linda Barthol, Connie Baumann, Kathy D'Anjou, Lynna Gay, Gaynel Herring, Gail Hoss, Karen Houlihan, Linda Lee, Lynda Markham, Shyrl Merrick, and Sherryl Sperry; *Troop 145*—Mrs. W. F. Wood, Jr., leader, Mrs. W. R. Anderson, co-leader, Sharon Anderson, Margaret Caplan, Sandra Connolly, Brooke Crawford, Charlotte Gross, Kris Hanson, Doreen Marchi, Marilyn Meagher, Marion Morrissey, Nancy Povlsen, Nancy Sacchetti, Sandra Schonholtz, and Kathy Wood.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Saul M. Weingarten, City Attorney of Seaside and Gonzales, Monterey County, and his wife, Mrs. Weingarten.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from St. Joseph's School, Alameda: David Hawes, Guy Lumsden, Carey Smith, Martin Henneberry, John Pearce, Larry Smith, Bruce Jarrett, Bill Pala, Barry Pola, Bruno Grayson, Larry Picetti, Jack Rideaut, Jim Mackey, Michael Simi, Don Muskar, Peter Lumsden, Jim Carroll, Michael Edwards, Jim Skiles, Dennis Skiles, Lloyd Skiles, Mrs. L. Picetti, Mrs. J. Pola, Mrs. M. Simi, Mrs. M. Smith, Mrs.

Carroll, Mrs. F. Skiles, Mrs. J. Pearce, Mrs. B. Grayson, and Mrs. J. Hawes.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Karl Pedersen and Miss Diane Simpson, and the following students from Edwin Markham Junior High School, San Jose: Phylliss Anderson, Karen Beer, Bob Berry, Tom E. Bevans, Skip Black, Kathy Blake, John A. Bokanovich, Rise Bronstein, Barbara Buehser, Mary Callahan, Joan Cardona, Robert Clingen, Sharon Conrad, Sharon Cressio, Ted Cruise, Kathleen Dalton, Carol Davis, Jeraldine Dixon, Dannie Donald, Shirley Duffey, Dorothy Ellenburg, Gilmore Erickson, Terry Fiksdal, Joanne Fischer, Donn Fox, Jackie Franzen, Ronnie Frederick, Tom Giluso, Cynthia Grandi, William Harting, Jeralynne Herrin, Priscilla Howard, Pat Hutchinson, August Intrieri, Kathy Jack, Mary Jacobo, Helen Kido, Fred Klein, Kent Kline, Bob Kohn, Ronald Leinio, Bonnie McGee, Darlene McGlynn, Pat McLoughlin, Harry MacCormack, Gloria Maggetti, Vic Marchese, Arthur Mize, Mary Louise Nelson, David Orlando, Jim Paul, Frank Petroni, George Michael Rapport, Pat Recordon, Janice Robbins, Jeannie Robinson, Linda Roth, Judy Schaffer, Alice Shields, Carol Shier, Perry Slocum, Pat Smith, Jon Snell, Lee Swagert, Marilyn Tanner, Marty Vagts, Marlene Van Fossen, John Waldorf, Ruth Whiden, Tim J. Wilson, Janie Winter, and Miles Yamamoto.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Philip Schwab, Jr., of Santa Ana; David Young of Tustin, and Mr. and Mrs. C. W. Young of Tustin.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. G. E. Allen of Turlock and Robert J. Cox of Los Angeles.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of Sacramento Multiple Listing Bureau: Tom Kiernan, President; Ken Stuart, General Manager; Ford Chase, Willis A. Sharp, Wally Walbridge, Frank Palmer, Jack Wittmur, Frances Lewis, Richard Lewis, Frank Berkley, Steven Butler, Ed Bussey, George C. Southard, Jack St. Andre, Jerry Storz, Archie B. Carver, James E. Collipriest, Alice E. Collipriest, Murl Stansbury, Neil Webster, Mrs. H. Jenkins, Henry R. Milano, Raymond E. Bauer, Myrtle K. Smith, Dale R. Morris, Mike Hanson, Morris J. Loyd, Joe Oliver, R. J. Beskeen, Vera J. Wallner, and Grace McCullough.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Florence Nordholz, Mr. D. O'Brien, and the following students from Mission High School, San Francisco: Tutasi Wilson, Marion Morrison, Kay Phelps, Mary Mahanes, Buddy Landmark, Judy Vassar, Bernice Baker, David Christensen, Dagmar Grotins, Leonard Lym, Vera Perkins, Eugene Alxandor, Barbara Coleman, Carol Gille, Rose-Ellen Kelsey, Joe Davila, Rosalie Alvarez, Darlene Ford, Marilyn Jemison, Tom Talo, Sally Wright, Ronald McGlaughlin, David Langmo, Raul Hernandez, Laura Stepanor, Marilyn McKay, Alice Thompson, Garry Allen, and Paul Rusanoff; and Silver Seal members to accompany the C. S. F.—

Leada Stone, Dorothy Patton, Sakiko Kawaguchi, Shirley Sanchez, Gloria Mathews, Frances Gelber, Shirley Livingston, Patricia Morton, Sandra Shwy, Dennis Walker, Jim Richard, Dianne Unicorn, Don Cavello, Linda Chapman, Leslie Lewis, and Ken Johnson, C. S. F.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Bohannon School, San Lorenzo School District: Mr. Jack Barthen, Mr. David Horn, Mrs. Gifford, Mrs. Damgen, Mrs. Denler, Mrs. Whiteman, Mr. Sheldon LaFollette, Miss Janet Foster, Marcie Baker, Barbara Bastian, Jackie Bjork, Darlene Damgen, Carolo De Graw, Mary Denler, Sandra Dillabaugh, Karen Hartvigson, Kathy Hugel, Adah Jensen, Pam Jessie, Gloria Lyons, Connie Newlon, Shirley Rollo, Donna Rowland, Bob Bedsworth, Bruce Brown, John Clara, Gary Finamore, Dudley Fowler, Ken Freitas, Alex Gerace, Bill Gifford, Mickey Jordan, Paul Mays, Mike Miller, Jon Penningroth, Ricky Satariano, Steve Soren, Gabriel Vigil, Don Whiteman, Jeff Hawks, Allen Huckaby, Troy Adams, Dell Anderson, David Bassell, Steve Comini, Curtis Engbersen, Parry Feiock, Gary Griswold, Gary Hanson, John Henderson, Nicky Jungers, Kenneth Kirkaldie, Charles Kray, Olli Launo, Ronald McNichol, Rande Vause, Ben Wisner, Thomas Woolley, Robert Shane, Darlene Baker, Ann Bellinger, Carolyn Brocco, Ann Conklin, Jacqueline Coyle, Sidney Gautreaux, Marilee Hickman, Marcia Kellogg, Sharon Kylo, Virginia Monarch, Berta Nielsen, Sharon Stewart, Kathryn Tavis, Susan Wadleigh, Glenna Jo Weaver, and Sheila Wulfenstein.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lilleback, Mr. Marley, and the following students from Antioch Junior High School: Linda Barbee, Alice Bellanti, Phillip Brown, Richard Brown, Velma Buchanan, Frank Canada, Gerald Davenport, Dawn (Gloria) Day, Linda DeLisle, Silvia Gonzales, Bob Gustin, Marilyn Jacobson, Carol Jones, Judy Joseph, Darwin Lucio, Denis MacDonald, Johnnie Martin, Larry Miller, Kenneth Orman, Connie Perez, Michael Ruiz, Samuel Scott, Kathleen Shultz, Elaine Stogner, James Stockton, Jerry Turner, Martha Wilson, Shirley Youmans, Shirley Swanberg, Darnell Batel, Betty Beauregard, Mildred Bryant, Tonia Cerda, Judy Dawson, Peggy Doolin, Edward Erickson, Jon Fontana, Dalene Frame, Richard Frizzell, Frank Goodyear, Jeannetta Hall, Dianne Hampton, Lee Carolyn Harmon, Gary Holt, Robert Houston, John Karr, Charles Katreeb, James Ledbetter, Michael Lopez, Larry McClure, David Meacham, Thomas Pimental, Barbara Pool, Sharon Romberg, David Schmitt, Robert Shively, Calvin Siekler, Jerry Sloan, Carol Stratton, Harry Swindle, Gary Tapella, and David Thomas.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Paul Mackey of Brawley and Mrs. Leverette House, wife of Assemblyman House, of Brawley.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Hume, Mr. Becker, Mr. Tiffée, Mrs. Hume, and the following students from Dos Palos Junior-Senior High School, Dos Palos: Alfred Allen, James Airheart, Martha Alfred, Carolyn Anthony, Ted Armstrong, Jesse

Alfred, Steve Bates, Clarence Baughman, Gene Baucom, Genendel Brady, Velda Baggett, Iley Ballinger, Betty Buie, Beverly Broughton, Joe Bell, Grant Barns, Ann Borboa, Rayburn Browning, Walter Brisco, Almerinda Briozo, Faye Bristow, Gilbert Chacon, Bill Courant, Virginia Crutcher, Mary Carter, James Carter, Joe Coito, Randall Cantrell, Bennie Candelaria, Rosemary Costa, Albert Cotta, Roy Cipriani, Shirley Clark, Barbara Costa, Gloria Cipriani, Rita Deniz, Don Downum, David Dietrich, Janice Drew, Jim Dover, Louella Davis, Nelda Denham, Lucille Des Jardins, Darrell Darnell, Jolene Dover, Virginia Edwards, Clarence Flores, Richard Fialho, Charlotte Fleming, Alexandria Ferriera, Joanna Freeman, Roger Goff, Louella Gale, Ernest Gryder, Johnnie Grinder, Raymond Gonzales, Charlene Giomi, Rowena Glover, Hugh Harper, Philip Hunt, Shirley Hume, Bob Hamby, John Hardaway, Judy Hoffman, Bob Hobbs, Joyce Hastings, Louella Hamblin, Carl Johnson, Lavonne Jones, Dolores Kelley, Jacquie Knight, LaWanda Kilburn, Ronnie Lopes, Frank Lima, Patricia Lamus, Florence Lane, Gene Lopes, Lillian McGee, Anita Morris, Rosie Merino, Eva Morris, Glenda Morris, J. L. Marshall, Tony Monreal, Tom Malanca, Alan McWatters, Jerry McDonald, Jean Newell, Fred Nichols, Arlene Neal, Clara Ologue, Roger Olson, Bill Owen, Eva Perez, Rudy Perez, Darrell Phelen, Kenneth Pierce, JoAnn Phillips, Mary Pierini, Joanna Pieroni, David Powers, Leroy Pimental, Nalda Pierini, Frances Pimentel, Alice Powers, Stella Rosales, Betty Roach, Linda Reason, Maezales Reese, Joan Ricci, Bonnie Riggle, Harold Robertson, Viola Roberts, Gonzales Reese, Archie Swindle, Virginia Sweeden, Edith Shaeffer, Claude Shaw, Jim Sniffin, Carol Stahl, Petra Saucedo, Bill Storm, Josephine Sandoval, Evelyn Sequeira, Albert Smith, Jim Sallaberry, Joe Spindler, Eugene Salazar, Ezra Shaeffer, Eloy Taylor, Sidney Thompson, Nancy Taylor, Gary Thompson, J. T. Todd, Betty Toles, Ronnie Tiffie, Stanley Tuccori, Jerry Uyemoto, Mary Villasana, Vaughn VonAllman, John Vaught, Herky Willis, James Wilson, Alvin Withey, JoAnn Willis, Richard Williams, Gilbert Williams, Jim Williams, and Carl Young.

On request of Senator Hollister, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Dewitt Langford of Houston, Texas, and Charles W. Tschirn of New Orleans, Louisiana.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ruth Mounter, Public Relations Secretary for Amador County, from Jackson, and Mr. Ralph Hendricks from Jackson.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to:

Assembly Bill No. 80—An act to amend Section 6826 of the Public Resources Code, relating to the State Lands Commission, declaring the urgency thereof, to take effect immediately;

And appointed Messrs. Miller, Bruce F. Allen, and Beaver as a Committee on Conference to meet a like committee from the Senate.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, April 19, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 118
 Assembly Bill No. 701
 Assembly Bill No. 1274
 Assembly Bill No. 1696
 Assembly Bill No. 2039
 Assembly Bill No. 2119

Assembly Bill No. 2599
 Assembly Bill No. 3117
 Assembly Bill No. 3348
 Assembly Bill No. 3615
 Assembly Bill No. 3887

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
 By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 118—An act to add Section 705.2 to the Vehicle Code, relating to logging trucks.

Referred to Committee on Transportation.

Assembly Bill No. 701—An act to amend Section 20800 of the Education Code, relating to expenses of deaf students attending college.

Referred to Committee on Education.

Assembly Bill No. 1274—An act to amend Section 12126 of the Revenue and Taxation Code, relating to reports filed with the Insurance Commissioner.

Referred to Committee on Financial Institutions.

Assembly Bill No. 1696—An act to repeal Section 271.2 and add Section 271.2 and amend Sections 294 and 312 of the Vehicle Code, relating to the definition of conviction of violation of the Vehicle Code.

Referred to Committee on Transportation.

Assembly Bill No. 2039—An act to add Sections 18623.5 and 18626.7 to the Business and Professions Code, relating to proceedings of the State Athletic Commission.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2119—An act to amend Sections 445.4 and 445.5 of the Vehicle Code, relating to driving schools.

Referred to Committee on Transportation.

Assembly Bill No. 2599—An act to amend Section 19533.2 of the Government Code, relating to state employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3117—An act to add Article 10 (commencing at Section 427) to Chapter 2, Part 1, Division 1 of, and to repeal Section 210 of, the Health and Safety Code, and to repeal Chapter 18 (commencing at Section 26000) of Division 9 of the Business and Professions Code, relating to alcoholic rehabilitation.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3348—An act to amend Sections 4276, 4277, 4329, 4330, 4351, 4353, 4356, 4357, 4358, 4405, and the title of Chapter 8 (commencing at Section 4350) of Part 4, Division 2 of, and to repeal

Sections 4328, 4332, 4333, 4350, 4359, and 4360 of, the Water Code, relating to watermaster service, and making an appropriation.

Referred to Committee on Water Resources.

Assembly Bill No. 3615—An act to amend Section 365 of the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 3887—An act to add Section 31565 to the Government Code, relating to members of county retirement systems who are eligible for inclusion in State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 22, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 13

Assembly Concurrent Resolution No. 129

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 13—Relative to the name of the Wilson Creek Bridge on State Highway Route 1.

Referred to Committee on Transportation.

Assembly Concurrent Resolution No. 129—Relative to recognition of California state meat inspection.

Referred to Committee on Agriculture.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 22, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 130

Assembly Bill No. 309

Assembly Bill No. 377

Assembly Bill No. 407

Assembly Bill No. 543

Assembly Bill No. 702

Assembly Bill No. 746

Assembly Bill No. 763

Assembly Bill No. 764

Assembly Bill No. 784

Assembly Bill No. 960

Assembly Bill No. 994

Assembly Bill No. 1074

Assembly Bill No. 1115

Assembly Bill No. 1695

Assembly Bill No. 1765

Assembly Bill No. 1796

Assembly Bill No. 1959

Assembly Bill No. 1983

Assembly Bill No. 1985

Assembly Bill No. 2205

Assembly Bill No. 2206

Assembly Bill No. 2209

Assembly Bill No. 2341

Assembly Bill No. 2491

Assembly Bill No. 2495

Assembly Bill No. 2861

Assembly Bill No. 3233

Assembly Bill No. 3323

Assembly Bill No. 3376

Assembly Bill No. 3406

Assembly Bill No. 3695

Assembly Bill No. 3743

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 130—An act to amend Section 28132 of the Government Code, relating to compensation for public services in counties of the thirty-second class.

Referred to Committee on Local Government.

Assembly Bill No. 309—An act to amend Section 11200 of, and to add Article 9.6 (commencing with Section 11270) to Chapter 2 of Part 3 of Division 6 of, the Water Code, relating to the Central Valley Project.

Referred to Committee on Water Resources.

Assembly Bill No. 377—An act to amend Sections 61200 and 61403 of the Government Code, relating to local elections.

Referred to Committee on Elections.

Assembly Bill No. 407—An act to amend Section 6854 of the Education Code, relating to physically handicapped pupils instructed by the county superintendent of schools.

Referred to Committee on Education.

Assembly Bill No. 543—An act to add Section 167 to the Penal Code, relating to privacy of grand and trial jury proceedings.

Referred to Committee on Judiciary.

Assembly Bill No. 702—An act to repeal Section 658.5 of, to add Sections 651.5, 658.5, 7042.5, and 7043.5 to, to amend the article heading of Article 1.5 of Chapter 1 of Division 9 of, and to amend Section 690 of, the Elections Code, relating to election procedure.

Referred to Committee on Elections.

Assembly Bill No. 746—An act to amend Section 651 of the Unemployment Insurance Code, relating to the definition of "employment."

Referred to Committee on Labor.

Assembly Bill No. 763—An act to add Section 19315 to the Education Code, relating to the use of junior college cafeterias.

Referred to Committee on Education.

Assembly Bill No. 764—An act to amend Section 7401 of the Education Code, relating to school district indebtedness, including indebtedness for state school building aid.

Referred to Committee on Education.

Assembly Bill No. 784—An act to amend Sections 3632 and 3672 of the Corporations Code, relating to amendment of articles of incorporation.

Referred to Committee on Financial Institutions.

Assembly Bill No. 960—An act to add Section 1041.5 to the Education Code, relating to governing boards of elementary school districts.

Referred to Committee on Local Government.

Assembly Bill No. 994—An act to repeal Sections 32363 and 32364 of, and to amend Sections 31727.4, 31786, and 31787 of the Government Code, relating to retirement of county employees.

Referred to Committee on Local Government.

Assembly Bill No. 1074—An act to amend Section 28130 of the Government Code, relating to compensation for public service in counties of the thirtieth class.

Referred to Committee on Local Government.

Assembly Bill No. 1115—An act to add Section 954 to the Elections Code, relating to election days.

Referred to Committee on Elections.

Assembly Bill No. 1695—An act to amend Section 108 of the Insurance Code, relating to insurance.

Referred to Committee on Financial Institutions.

Assembly Bill No. 1765—An act to add Article 5.7, comprising Sections 785 to 787, inclusive, to Chapter 1, Division 1 of the Insurance Code, relating to the offering of free insurance as an inducement to purchase or rent goods and services.

Referred to Committee on Financial Institutions.

Assembly Bill No. 1796—An act to amend Sections 221, 222, 223, and 230 of the Elections Code, relating to voters.

Referred to Committee on Elections.

Assembly Bill No. 1959—An act to amend Sections 24073, 24074 and 24075 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1983—An act to add Section 502.1 to the Vehicle Code, relating to chemical tests of vehicle drivers for intoxication.

Referred to Committee on Transportation.

Assembly Bill No. 1985—An act to add Section 654 to the Unemployment Insurance Code, relating to the definition of "employment."

Referred to Committee on Labor.

Assembly Bill No. 2205—An act to amend Sections 1192.1 and 1192.2 of, and to add Sections 1192.3 and 1192.4 to, the Penal Code, relating to pleas of guilty in criminal cases.

Referred to Committee on Judiciary.

Assembly Bill No. 2206—An act to add Section 1276 to the Penal Code, relating to admission to bail.

Referred to Committee on Judiciary.

Assembly Bill No. 2209—An act to amend Sections 69 and 82 of the Civil Code, relating to marriages of minors.

Referred to Committee on Judiciary.

Assembly Bill No. 2341—An act to amend Sections 5410.5, 5652 and 5654 of, to add Sections 5410.55, 5410.56, 5410.9, 5410.10, 5410.11, 5410.12, 5410.13, 5410.14, 5410.15, 5652.2 and 5652.3 to, and to repeal Section 5655 of, the Public Resources Code, relating to park, recreation and parkway districts and recreation, park and parkway districts.

Referred to Committee on Local Government.

Assembly Bill No. 2491—An act to amend Section 1881 of the Code of Civil Procedure, relating to the privilege of one spouse not to testify against the other.

Referred to Committee on Judiciary.

Assembly Bill No. 2495—An act to amend Section 5052 of the Welfare and Institutions Code, relating to mental illness.

Referred to Committee on Judiciary.

Assembly Bill No. 2861—An act to amend Section 190 of, and to add Section 190.1 to the Penal Code, relating to punishment for offenses for which the penalty is death or imprisonment for life.

Referred to Committee on Judiciary.

Assembly Bill No. 3233—An act to add Section 1213.5 to the Agricultural Code, relating to contracts between nonprofit cooperative associations and public agencies.

Referred to Committee on Agriculture.

Assembly Bill No. 3323—An act to add Section 23671 to the Business and Professions Code, relating to importation of beer.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3376—An act to amend Section 24367.13 of the Health and Safety Code, relating to air pollution.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 3406—An act to amend Section 33002 of, and to add Sections 33204 and 33231.5 to the Health and Safety Code, relating to redevelopment.

Referred to Committee on Local Government.

Assembly Bill No. 3695—An act to add Section 1157.3 to the Government Code, relating to deductions from the salaries or wages of public employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3743—An act to amend Section 3.1 and to repeal Section 30.2 of the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to payment of bonds.

Referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 744	Senate Bill No. 1497
Senate Bill No. 829	Senate Bill No. 1853
Senate Bill No. 1085	Senate Bill No. 2104
Senate Bill No. 1496	Senate Bill No. 2325

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1045

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 299	Senate Bill No. 1624
Senate Bill No. 426	Senate Bill No. 1677
Senate Bill No. 478	Senate Bill No. 2142
Senate Bill No. 999	Senate Bill No. 2177
Senate Bill No. 1613	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 117	Senate Bill No. 1580
Senate Bill No. 304	Senate Bill No. 2305
Senate Bill No. 965	

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1206

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Public Utilities, to which were referred:

Senate Bill No. 1069
Senate Bill No. 1072
Assembly Bill No. 487

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLISTER, Vice Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Rules, to which was referred:

Assembly Bill No. 1354

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Resolution No. 103

Senate Joint Resolution No. 28

Senate Concurrent Resolution No. 95

Senate Joint Resolution No. 27

Assembly Constitutional Amendment No. 72

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 2145

Assembly Bill No. 3102

Assembly Bill No. 2006

Assembly Bill No. 2700

Assembly Bill No. 3101

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 13.

ABSIIIRE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 75

Assembly Bill No. 326

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 13.

ABSHIRE, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 1076

Senate Bill No. 1960

Senate Bill No. 1461

Senate Bill No. 1995

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 2175

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 995

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Social Welfare.

McBRIDE, Chairman

Above reported bill re-referred to Committee on Social Welfare.

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, April 19, 1957

MR. PRESIDENT: The Committee on Agriculture, to which was referred:
Senate Bill No. 248

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 13.

ABSHIRE, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 34

Assembly Bill No. 248

Senate Bill No. 36

Assembly Bill No. 2877

Senate Bill No. 237

Assembly Constitutional Amendment No. 16

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 13; committee vote: Ayes 7.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Labor

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Labor, to which were referred:

Assembly Bill No. 1516

Assembly Bill No. 1519

Assembly Bill No. 1517

Assembly Bill No. 3703

Assembly Bill No. 1518

Assembly Bill No. 849

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 7.

MONTGOMERY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 2233

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Governmental Efficiency.

Committee membership 7.

MONTGOMERY, Chairman

Above reported bill re-referred to Committee on Governmental Efficiency.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, April 15, 1957; Tuesday, April 16, 1957; Wednesday, April 17, 1957; Thursday, April 18, 1957; and Friday, April 19, 1957, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 899—An act to add Section 5302.6 to the Streets and Highways Code, relating to the payment of assessments for public

works and improvements under the Improvement Act of 1911, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 899?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 18, 1957, strike out "amend Section 5302.5 of", and insert "add Section 5302.6 to".

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert
 "SECTION 1. Section 5302.6 is added to the Streets and Highways Code, to read: 5302.6. Any school district may include in its tax levy for the 1957-58 Fiscal Year or for the 1958-59 Fiscal Year, or both an amount sufficient to pay an assessment imposed upon it under Section 5302.5 of this code, and interest on such assessment, notwithstanding that the district, by including such amount, exceeds the maximum tax rate imposed upon it by law."

Amendment No. 3

On page 1, strike out lines 3 to 20, inclusive; and on page 2, strike out lines 1 to 17, inclusive.

Amendment No. 4

On page 2, line 25, strike out "assessment", and insert "school".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 899 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, and Sutton—34.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 1929—An act to add Section 491.5 to the Fish and Game Code, relating to fishing.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 1929?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 21, 1957, after "Code," insert "and Section 311 to the Fish and Game Code as proposed by Assembly Bill No. 616."

Amendment No. 2

On page 1, line 12, strike out "which are designated", and insert "while closed to salmon fishing".

Amendment No. 3

On page 1, after line 16, insert
 "SEC. 2. Section 311 is added to the Fish and Game Code as proposed by Assembly Bill No. 616, to read:

311. It is unlawful to use or possess any gaff hook or any hook with more than one point within 100 feet of those portions of the Feather River and of Butte Creek while they are closed to salmon fishing as salmon spawning areas pursuant to Section 310.

This section does not apply to a person possessing a gaff hook or any hook with more than one point in his home or while traveling on the public roads in the area.

SEC. 3. Section 2 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616

takes effect; at which time Section 491.5 of the Fish and Game Code adopted in 1933, is repealed."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 1929 by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Dilworth, Donnelly, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, McBride, Montgomery, Murdy, Regan, Richards, Short, and Thompson—25.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 173—An act to add Section 7124.1 to the Business and Professions Code, relating to contractors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 4, of the printed bill, after "hospital", insert "or other mental hospital".

Amendment No. 2

On page 1, line 18, after "reinstated.", insert "Provided, that in the case of a voluntary commitment to a state hospital or other mental hospital, receipt of a certificate of discharge from such hospital and the certificate of the superintendent of said hospital that the licensee is restored to mental competency, shall constitute competent evidence of restoration to sanity."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1203—An act to add Section 7113.1 to the Business and Professions Code, relating to contractors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1204—An act to amend Section 7076 of the Business and Professions Code, relating to contractors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1672—An act to amend Section 6854 of the Business and Professions Code, relating to collection agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2007—An act to amend Section 4416 of, and to add Section 4008.5 to, the Business and Professions Code, relating to pharmacy.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 2, between lines 38 and 39, of the printed bill, as amended in the Senate April 10, 1957, insert

"This section shall not apply to any drug excepted from the provisions of this chapter by Section 4052 of this code."

The provisions of this section shall control over those of any other provisions of law in conflict herewith."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 2014—An act to repeal Section 4060 of the Business and Professions Code, relating to pharmacy.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal Section 4060 of", and insert "add Section 4060 to, and to repeal Section 4060 of,".

Amendment No. 2

On page 1, after line 2, insert

"SEC. 2. Section 4060 is added to said code, to read:

4060. Except as otherwise provided in Article 8 (commencing with Section 4210) of this chapter, nothing in this chapter shall apply to persons manufacturing by a laboratory licensed by the Animal Inspection and Quarantine Branch of the Agricultural Research Service, United States Department of Agriculture."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 2045—An act to amend Section 6560 of the Business and Professions Code, relating to the practice of barbering.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1 of the printed bill, strike out lines 19 to 21, inclusive, and insert "Affidavits from at least two persons stating that he has practiced as a".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 2053—An act to add Chapter 12.5 (commencing with Section 7800) to Division 3 of the Business and Professions Code, relating to the creation of the Division of Retail Radio-Television Service, and prescribing its powers and duties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 2, line 21, of the printed bill, strike out the period, and insert ", or employees of contractors working on public utility equipment."

Amendment No. 2

On page 2, line 38, after "such", insert "resident or correspondence".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 2063—An act to add Article 3.5 (commencing with Section 9547) to Chapter 18 of Division 3 of the Business and Professions Code, relating to the regulation of the dry cleaning industry.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in the Senate April 9, 1957, strike out "Every licensee shall", and insert "If after investigation the board determines that the financial responsibility of an applicant or licensee is questionable, the board may, in the public interest, require such person to".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

RECESS

At 3.14 p.m., on motion of Senator Thompson, the Senate recessed to permit Senator Thompson to present Miss Geannie Meyer, winner of San Jose Real Estate Board essay contest.

The President appointed Senator Thompson as a Committee to Escort Miss Meyer, Mr. Mel Williams, and Mrs. Connie Russo to the rostrum.

Senator Thompson introduced Mr. Williams, President, San Jose Real Estate Board, and Mrs. Connie Russo, Secretary, San Jose Real Estate Board, and chairman of the essay contest. He then introduced Miss Meyer, who read her essay, entitled "Why I Want to Own My Own Home," to the Senate.

REASSEMBLED

At 3.20 p.m., the Senate reconvened.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 664 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Gibson moved that Senate Constitutional Amendment No. 33 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 965—An act to amend Section 718 of the Vehicle Code, relating to penalties for overloading of vehicles.

Bill read third time.

Previous Question

Senator Kraft moved the previous question.

Motion carried.

The President put the question.

The question being on the final passage of Senate Bill No. 965.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilwig, Donnelly, Dorsey, Erhart, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Regan, and Teale—25.

NOES—Senators Beard, Byrne, Dilworth, Farr, Gibson, Harold T. Johnson, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, and Thompson—12.

Bill ordered transmitted to the Assembly.

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 1667 be passed on file and retain its place on file.

Motion carried.

Senator Miller Presiding

At 3.52 p.m., Senator George Miller, Jr., of the Seventeenth District, presiding.

Senate Bill No. 1206—An act to amend Section 4416 of, and to add Section 4355 to, and to repeal Section 4355 of, the Business and Professions Code, relating to pharmacy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Short Presiding

At 3.58 p.m., Senator Alan Short of the Twentieth District, presiding.

Senate Bill No. 1681—An act to amend Sections 6152 and 6154 of the Business and Professions Code, relating to the solicitations of damage claims.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, and Teale—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1834—An act to amend Section 353.4 of the Agricultural Code, relating to brand inspection.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 1580—An act to amend Sections 1160, 1162, 1169, 1170, 1171, 1172, 1173, 1175, 1178, 1179, and 1194 of the Streets and Highways Code, relating to county road divisions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2522—An act to amend Section 1154 of the Civil Code, relating to gifts to minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 117—An act to amend Section 1 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), relating to the Orange County Water District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 353—An act to add Section 69610 to the Government Code, relating to the number of judges of the Superior Court of Yolo County.

Bill read third time.

Motion to Re-refer Senate Bill No. 353

Senator McBride moved that Senate Bill No. 353 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 354—An act to amend Section 430 of the Education Code, relating to compensation for public service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 355—An act to amend Section 433 of the Education Code, relating to compensation of public officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1086—An act to amend Section 23010 of the Government Code, relating to loans by counties, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—34.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2090—An act to amend Sections 74341, 74342, 74343, 74344, 74345, 74346, and 74350 of, and to add Sections 74355 and 74356 to, the Government Code, relating to the municipal court established in a district embracing the City of San Diego.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 424—An act to add Section 139.45 to the Vehicle Code, relating to motor vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1271—An act to add Section 7956.5 to the Education Code, relating to the State School Building Aid Bond Law of 1954, and making an appropriation, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1272—An act to add Section 7976.5 to the Education Code, relating to the State School Building Aid Bond Law of 1957, and making an appropriation, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—34.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1273—An act to add Section 7721.3 to the Education Code, relating to apportionments of state school building aids funds to school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Sutton, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2150—An act to amend Section 1048 of the Education Code, relating to records, minutes, and accounts of public school agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2566—An act to add Section 187 to the Education Code, relating to the Department of Education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Busch, Byrne, Christensen, Collier, Cunningham, Dolwig, Dorsey, Erhart, Farr, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Regan, Richards, and Short—21.

NOES—Senators Abshire, Brown, Coombs, Gibson, Ed. C. Johnson, Murdy, Sutton, Teale, and Thompson—9.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 70—Relative to the transfer and issuance of on-sale general licenses by the Department of Alcoholic Beverage Control.

Resolution read.

The roll was called, and the resolution refused adoption by the following vote:

AYES—Senators Abshire, Arnold, Berry, Brown, Busch, Christensen, Collier, Coombs, Dolwig, Erhart, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, and Short—18.

NOES—Senators Beard, Breed, Byrne, Cobey, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—19.

Motion to Reconsider

Senator Collier moved to reconsider the vote whereby Senate Concurrent Resolution No. 70 was refused adoption.

Postponement of Reconsideration

On motion of Senator Collier, the further consideration of the motion to reconsider the vote whereby Senate Concurrent Resolution No. 70 was refused adoption, was continued until the next legislative day.

Senate Bill No. 299—An act to amend Sections 16305.5, 16305.6, 16470, 16473, 16474, 16480.1, 16480.4, 16480.7, 16500, 16502, 16503, 16508, 16521, 16523, 16531, and 16533 of, to repeal Sections 16407.3, 16413, 16420, 16421, 16422, 16423, 16424, and 16759 of, to repeal Articles 2 and 3 of Chapter 3 of Part 2 of Division 4 of Title 2 of, and to add Sections 16430 and 16473.5 to, the Government Code, to amend Sections 12810 and 12811, and to repeal Section 12812 of the Water Code, and to repeal Section 4 of Chapter 611 of the Statutes of 1943, and Sections 5107, 7909, and 7922 of the Education Code, relating to state funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Murdy, Richards, Short, Sutton, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 987—An act to amend Section 2054 of the Harbors and Navigation Code, relating to the San Francisco Harbor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1613—An act to amend Sections 65020, 65025, and 65026 of the Government Code, relating to state and local planning.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft,

McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1677—An act to amend Section 23787 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 478—An act to amend Sections 305, 1825.5, 1835, 1843, 1844, 1855, 2575, 2805, and 6358 of, and to add Sections 1855.1 and 1855.2 to, the Education Code, relating to the Public School System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Short, Teale, and Thompson—33.

NOES—Senators Dilworth and Murdy—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 999—An act to add Section 24403.5 to the Education Code, relating to community recreation and declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—36.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2142—An act to amend Section 2 of the Water Conservation District Act of 1931 (Ch. 1020 of the Stats. of 1931), relating to water conservation districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 18, 1957, strike out "District".

Amendment No. 2

On page 1, line 1, strike out "District".

Amendment No. 3

On page 3, line 34, strike out "District".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

President pro Tempore of the Senate Presiding

At 4.57 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Bill No. 1085—An act to add Sections 5.1 and 5.2 to the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057 of the Statutes of 1955), relating to the Santa Barbara County Flood Control and Water Conservation District, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1045—An act to add Division 5, comprising Sections 1701 to 2207, inclusive, to the Probate Code, relating to the care of persons and property in need of conservatorship.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1853—An act to add Section 932 to the Penal Code, relating to grand juries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Richards, Short, and Thompson—25.

NOES—Senators Dilworth, Murdy, and Sutton—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2325—An act to amend Section 139 of the Civil Code, relating to divorce and separate maintenance.

Bill read third time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate, April 19, 1957, strike out the first "of", and insert "or".

Amendment No. 2

On page 1, line 5, strike out "who", and insert "whom".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1496—An act to add Section 1709.3 to the Insurance Code, relating to insurance life and disability agents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1497—An act to amend Section 383.5 of the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 744—An act to add Section 1733.5 to the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2104—An act to amend Section 1282 of the Insurance Code of the State of California, relating to insurance laws to which reciprocal insurers are subject.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1896—An act to add Section 14746.6 to the Education Code, relating to school district retirement systems, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1898—An act to add Sections 20805.5 and 21361.5 to the Government Code, relating to the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I.

McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 123—Relative to the Calexico Cotton Carnival.

Resolution read, and presented by Senator Beard.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—39.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senator Cunningham Presiding

At 5.25 p.m., Senator James E. Cunningham, Sr. of the Thirty-sixth District, presiding.

Assembly Concurrent Resolution No. 136—Relative to approving certain amendments to the charter of the City of Alameda, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election consolidated with the general municipal election of the City of Alameda held therein on the twelfth day of March, 1957.

Resolution read, and presented by Senator Breed.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 139—Relative to approving amendment to the charter of the City of San Mateo, a municipal corporation in the County of San Mateo, State of California, voted for and ratified by the qualified electors of said city at a regular municipal election held therein on the second day of April, 1957.

Resolution read, and presented by Senator Dolwig.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 134—Relative to the expansion program of the Kaiser Steel Corporation.

Resolution read, and presented by Senator Cunningham.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—39.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1738—An act to amend Section 2160 of, and to repeal Section 2160.4 of, the Welfare and Institutions Code, relating to aged aid.

Motion to Refer Bill to Inactive File

Senator Miller moved that Assembly Bill No. 1738 be placed on the inactive file.

Motion carried.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator John F. McCarthy:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:
 An act to permit housing authorities functioning in certain counties to contract with school districts for improvements, services, and facilities.

Respectfully submitted.

SENATOR JOHN F. MCCARTHY

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 22, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Local Government.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—35.
NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 2662: By Senator John F. McCarthy—An act to permit housing authorities functioning in certain counties to contract with school districts for improvements, services, and facilities.

Referred to Committee on Local Government.

Senate Joint Resolution No. 29: By Senators Miller, Burns, Brown, Cunningham, Collier, and Arnold—Relative to memorializing the Congress of the United States in relation to surplus food warehousing and the civil defense program.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 98: By Senator Thompson—Relative to approving certain amendments to the charter of the City of Sunnyvale, a municipal corporation in the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election consolidated with the general municipal election of the City of Sunnyvale held therein on the ninth day of April, 1957.

Request for Unanimous Consent

Senator Thompson asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 98, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 98

Senate Concurrent Resolution No. 98—Relative to approving certain amendments to the charter of the City of Sunnyvale, a municipal corporation in the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election consolidated with the general municipal election of the City of Sunnyvale held therein on the ninth day of April, 1957.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolutions were introduced, and read:

Senate Concurrent Resolution No. 99: By Senators Thompson, Busch, Erhart, Teale, and Robert I. McCarthy—Relative to the creation of the Joint Interim Committee on Cancer.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 100: By Senators Erhart, Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, Teale, Thompson, and Williams—Relative to the observance of National Secretaries' Week.

Request for Unanimous Consent

Senator Erhart asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 100, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 100

Senate Concurrent Resolution No. 100—Relative to the observance of National Secretaries' Week.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—39.

NOES—None.

Resolution ordered transmitted to the Assembly.

RESOLUTIONS

The following resolution was offered:

By Senator Beard:

Senate Resolution No. 106

Relative to the creation of the Senate Interim Committee on Cancer Treatment

WHEREAS, Legislation has been introduced at the 1957 Regular Session to provide for the regulation and control of the diagnosis, treatment, and cure of cancer, and for the establishment of a state agency for that purpose; now, therefore, be it

Resolved by the Senate of the State of California, As follows:

1. The Senate Interim Committee on Cancer Treatment is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the diagnosis, treatment and cure of cancer and the regulation and control thereof, and including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Senate, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Senate appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1959 Regular Session, with authority to file its final report not later than the tenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The committee may meet and act at any place within the State or the United States in pursuing the investigation committed to it.

7. The committee shall obtain from appropriate federal agencies, from the State Department of Public Health, and from the universities in this State, all available data and information they may have with respect to cancer remedies, whether proved or unproved.

8. The sum of _____ dollars (\$_____) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for

the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

LETTER OF TRANSMITTAL

SENATE INTERIM COMMITTEE ON
GOVERNMENTAL ORGANIZATION
CALIFORNIA LEGISLATURE, SACRAMENTO, April 22, 1957

*Hon. Harold J. Powers, President
and Members of the Senate*

GENTLEMEN: Senate Resolution No. 133, adopted June 8, 1955 authorizes and directs the Senate Interim Committee on Governmental Organization to analyze all facts relating to the organization, functions, procedures, and operations of the State Government and to report thereon to the Senate.

The effect of the intercounty equalization orders of 1955 on the fiscal operation of local government call attention to the functions of property tax equalization administered by state and local agencies. This report on the equalization of ad valorem tax assessments in California is one of a series of reports to the Senate in conformance with the provisions of this resolution.

Respectfully submitted,

HUGH P. DONNELLY, Chairman
LUTHER E. GIBSON, Vice Chairman
SWIFT BERRY

JAMES E. BUSCH
ALAN SHORT

Letter of transmittal ordered printed in the Journal.

Report ordered printed in the Appendix to the Journal.

Motion to Print Report

Senator Donnelly moved that 2,000 additional copies of the report submitted by the Senate Interim Committee on Governmental Organization, be printed for distribution.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 2460

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 2460

Senator Short moved that Senate Bill No. 2460 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2460—An act to amend Section 12574 of the Government Code, relating to employees of the Department of Justice.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "12574", and insert "1956".

Amendment No. 2

In line 2 of the title, strike out "Department of Justice", and insert "State".

Amendment No. 3

On page 1, line 1, strike out "12574", and insert "1956".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, strike out lines 3 to 7, inclusive, and insert

"1956. The State, a county, city, district, or any other public agency or public corporation may insure its officers, deputies, assistants, agents, and employees against any liability, other than a liability which may be insured against under the provisions of Division 4 of the Labor Code, for injuries or damages resulting from their negligence or carelessness during the course of their service or employment and for the injuries or damages resulting from the dangerous or defective condition of public property, including public property as defined in Article 2, and due to their alleged negligence or carelessness, and *the State, a school district[s], counties, and municipalities*], *a county, or any municipality* may insure [their] its officers, including officers defined in Article 2, against any liability, other than a liability which may be insured against under the provisions of Division 4 of the Labor Code, for injuries or damages resulting from false arrest or false imprisonment, either by self-insurance or in any insurer authorized to transact such insurance in the State. The premium for the insurance is a proper charge against the Treasury of the State, county, city, district, public agency, or public corporation."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 1471

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 1471

Senator Byrne moved that Senate Bill No. 1471 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1471—An act to add Chapter 18 (commencing at Section 5000) of Division 6 of the Agricultural Code, relating to cattle, beef, and beef products, including programs for stimulating the use of beef and beef products, and making an appropriation.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "to", insert "repeal and".

Amendment No. 2

On page 1, strike out lines 1 to 4, inclusive, and insert "SECTION 1. Chapter 18 (commencing with Section 5000) of Division 6 of the Agricultural Code is repealed.

SEC. 2. Chapter 18 (commencing with Section 5000) of Division 6 is added to said code, to read:

CHAPTER 18. CALIFORNIA BEEF COUNCIL**Article 1. Short Title**

5000. This chapter shall be known and may be cited as the "California Beef Council Law."

Article 2. Declaration of Policy

5025. It is hereby declared, as a matter of legislative determination, that the provisions of this chapter are enacted in the exercise of the power of this State for the purposes of protecting and furthering the public health and welfare. It is further declared that the cattle industry of this State is affected with a public interest, in that, among other things,

(a) The production, processing, manufacture, and distribution of beef and beef products constitute a paramount industry of this State which not only provides substantial and required revenues for the State and its political subdivisions, and employment and a means of livelihood for many thousands of its population, but also furnishes essential foods that are vital to the public health and welfare.

(b) The stabilization, maintenance, and expansion of the cattle industry of California, and of the state, nationwide, and foreign markets for its products are necessary to assure the consuming public an adequate supply of foods which are indispensable in a proper human diet, to protect, for the State and its political subdivisions, a necessary source of tax revenue, to provide and maintain an adequate standard of living for a great segment of the population of this State, to maintain proper wage scales for those engaged in the cattle industry, and to maintain existing employment.

(c) The essentiality of beef and beef products in a proper human nutrition and to the maintenance of a high level of public health is such as to require that the public be made thoroughly aware thereof, and be protected against misrepresentation and deception, by the dissemination of accurate and scientific information relative to the healthful qualities of beef and beef products, their various classifications and the food values and industrial and medicinal uses thereof, the methods, care and precautions necessary to their proper production, processing, manufacture, and distribution, and the necessary costs and expenses thereof, and the necessity and desirability on the part of the public of using and consuming beef and beef products of the highest standards of quality.

5026. The purposes of this chapter are:

(a) To enable the cattle industry with the aid of the State, to develop, maintain, and expand the state, nationwide, and foreign markets for beef and beef products produced, processed, or manufactured in this State, and the use and consumption of such beef and beef products therein.

(b) In aid, but not in limitation, of the purpose in subdivision (a), to authorize and enable the director to formulate and effectuate, directly or in cooperation with other agencies and instrumentalities hereinafter specified, sales stimulation and consumer, or other, educational programs designed to increase the use and consumption of beef and beef products.

(c) To provide funds for the administration and enforcement of this chapter by voluntary contributions to be collected in the manner prescribed in this chapter.

Article 3. Definitions

5050. The definitions in this article govern the construction of this chapter, unless otherwise apparent from the context.

5051. "Council" means the California Beef Council.

5052. "Person" means an individual, corporation, partnership, trust, association, cooperative association, and any other business unit or organization.

5053. "Producer" means any person who raises, breeds, feeds, or grows cattle or calves for dairy production or for beef production.

5054. "Beef" includes veal, and "beef products" includes veal products.

Article 4. Administration

5075. The director shall administer and enforce the provisions of this chapter, and may exercise any of the administrative powers conferred by Sections 11180 to 11191, inclusive, of the Government Code upon a head of a department. In order to effectuate the declared purposes of this chapter, the director may contract and be contracted with to carry out the declared intent and purposes of this chapter.

5076. There is hereby established the California Beef Council which consists of 19 members and 19 alternates, all of whom shall be citizens and residents of this State and producers.

The director shall appoint to the council producers nominated as hereinafter provided for, giving due regard to proper and equitable representation of all segments of the industry and to geographic distribution.

5077. The terms of office of the members and alternates of the council shall be three years, except as provided in this section. The first appointments made under this chapter shall be so made that the terms of six members and their alternates shall expire at the end of one year, six members and their alternates shall expire at the end of two years, and seven members and their alternates shall expire at the end of three years. The director, whenever he deems necessary, shall obtain additional nominations for membership on the council from producers.

Any vacancy occurring during the unexpired term shall be filled by the director for the unexpired term from the eligible nominees. No council member or alternate shall serve more than two consecutive three-year terms except that service as an alternate does not disqualify a person to then serve two such terms as a member.

The director may remove any member of the council or alternate for cause and upon such removal there shall be a vacancy which shall be filled in the manner as provided for the unexpired term.

5078. Within 30 days after the effective date of this section, the director shall call and hold meetings of producers engaged in business as such in this State, at such places in the State as he shall determine will give a reasonable opportunity to every such producer to attend one of such meetings, for the purpose of receiving from them nominations for membership on the council. Every producer shall be entitled to nominate a nominee for membership on the council. Both members and their alternates shall be appointed from those persons nominated for membership on the council. Notice of each of such meetings shall be given by the director by publishing notice thereof in a newspaper of general circulation published in the capital of the State and in such other newspaper or newspapers or by such other means as the director shall determine to be necessary to give reasonable notice of such meeting to producers in the general area in this State wherein such meeting is to be held. Such notice of meeting shall set forth the time, place, and purpose thereof, and shall state that nomination by mail to the director at his office in Sacramento, setting forth the names, addresses, citizenships, and types of producers of the respective nominees, and bearing the signature and address of the nominator, if received by the director not later than five days subsequent to such meetings, will be considered. Such meeting shall not be held prior to three days after the last publication of notice thereof. At each meeting the director shall receive from those present and qualified oral nominations for membership on the council.

5079. A majority of the members of the council shall constitute a quorum for the transaction of all business, including the election of officers.

Immediately upon the appointment and qualification of the council, the council shall meet at a time and place designated by the director as temporary chairman and shall organize. The council shall select annually from its number, to serve at its pleasure, a chairman and vice chairman who, together with five other members selected annually by the council, shall constitute the executive committee of the council. The executive committee shall have and exercise such powers of the council as the council may delegate to it.

5080. The council shall have two regular meetings in each year at times and places fixed by the council. The times for regular meetings shall be fixed so that there shall be an interval of at least four calendar months between such meetings. The council may meet in special meetings at any time and place at the call of the chairman or upon the written request of five members of the council. The executive committee shall have four regular meetings each year at times and places fixed by it, and may meet in special meetings at any time and place at the call of the chairman or on call of a majority of the members of the executive committee.

5081. The appointed members of the council shall receive ten dollars (\$10) per day for each day spent in actual attendance at the meetings or on the business of the council and shall be reimbursed for necessary traveling and other expenses incurred in the performance of their official duties.

5082. No member of the council, other than a member of the executive committee, shall receive compensation for more than 10 days' service per year. No member of the executive committee shall receive compensation for more than three days' service per month, except the chairman who may receive compensation for not more than 10 days per month.

5083. The director may require any employee or agent of the council to give a fidelity bond executed by a surety company authorized to do business in this State in favor of the director, in such sum, and containing such terms and conditions, as the director may prescribe. The cost of all fidelity bonds of employees or agents of the council under the provisions of this chapter shall be paid from the funds collected under this chapter.

5084. The members of the council duly appointed by the director, including employees of such council, shall not be held responsible individually in any way whatsoever to any person for liability on any contract or agreement of the council, or for errors in judgment, mistakes, or other acts, either of commission or omission, as principal, agent, servant, or employee, except for their own individual acts

of dishonesty or crime. The liability of the members of the council shall be several and not joint and no member shall be liable for the default of any other member. All salaries, expenses, costs, obligations and liabilities incurred by such council shall be payable only from funds collected under the provisions of this chapter.

5085. An alternate member of the council shall sit as a regular member of the council in case the member for whom he is an alternate fails for any reason to attend any meeting of the council. He shall be compensated and reimbursed in the same manner and to the same extent as a regular member when so serving and when so serving has all the powers, duties, liabilities, and immunities of the member in whose place he is serving, except that the alternate to the chairman or vice chairman shall not succeed to the functions of these offices.

Article 5. Powers and Duties

5100. The duties of the council shall be advisory, except as to those duties which may be delegated to it by the director, and may include the following:

(a) To recommend to the director administrative rules and regulations relating to the administration and enforcement of this chapter;

(b) To investigate all matters affecting the administration of this chapter, and to report violations thereof to the director;

(c) To employ and, at its pleasure, discharge a manager and such clerical help and other employees as it deems necessary, and to prescribe their duties and powers and fix their compensation;

(d) To contract with, or employ, and, at its pleasure, discharge such other persons as it deems necessary, and in the cases of such of them as it shall employ, to outline their powers and duties and fix their compensation;

(e) To establish offices, and incur expenses incidental thereto;

(f) To make such contracts and other agreements as may be proper to promote the sale of beef and beef products on either a local, state, national or international basis;

(g) To cooperate with any other local, state, or national commission, organization, or agency, whether voluntary or created by state or federal law, and engaged in work or activities similar to the work and activities of the council created by this chapter, and recommend to the director the making of contracts and agreements with such organizations or agencies for carrying on joint programs of education, research, publicity and advertising; provided, however, that in matters of research, the council shall cooperate with organizations of recognized professional standing which are adequately equipped with facilities for the research contemplated;

(h) To recommend to the director the institution and promotion of scientific research to develop or discover, or both, the health, food, therapeutic, dietetic, industrial, or other uses of beef and its products.

The exercise of the foregoing powers of the council shall in all instances be subject to the approval of the director.

5101. The director shall conduct, or may cause the council to conduct, programs of education, research, or public information, designed to accomplish the following purposes, among others:

To increase the consumption of beef and beef products; to gather, publicize, and diffuse and accurate and scientific information showing the importance of the use and consumption of beef and beef products in relation to the public health, economy, and diet, and proper nutrition of children and adults; to study means and methods employed in producing, processing, manufacturing, marketing, and distributing beef and beef products in order to comply with the sanitary and other regulations imposed by municipalities, State and Nation; to gather and disseminate information regarding the high standards observed and imposed to insure pure and wholesome beef and beef products and the harmful effects on the public health resulting from the breakdown or instability of the cattle industry, the factors and conditions peculiar to the cattle industry which tend to cause an unbalanced production, the price of beef and beef products in relation to the cost of other items of food in a balanced diet, and the factors which tend to promote increased consumption of beef and beef products, stabilize the industry, and foster a better understanding and more efficient cooperation among producers and the consuming public.

5102. No program or activity conducted or sponsored under this chapter shall make false or unwarranted claims, or disparage the quality, value, use, or sale of any commodity authorized by law to be marketed in this State, nor shall any such program be conducted with reference to a brand or trade name.

5103. The council shall keep such books, records, and accounts of all its transactions, dealings, contracts, agreements, funds, and expenditures as it deems necessary, which books, records, and accounts shall at all times be open to inspection and audit by the director.

5104. No member, alternate agent, or employee of the council shall appear before any legislative committee of the State or Federal Government as a representative of the council unless requested to do so by such committee, nor shall such person lobby in any manner as a representative of the council, nor shall any funds collected pursuant to this chapter be used for political contributions.

5105. The council shall prepare, annually, and make available to all producers who so request, summarized statements of the activities in which it has been engaged in the previous annual period, and of the activities in which it proposes to engage in the ensuing annual period.

5106. Upon recommendations by the council the director may establish consistent with this chapter such rules and regulations covering the administration and enforcement of this chapter as may be necessary to carry out the purposes and attain the objectives of this chapter. Upon the issuance of any rules and regulations affecting this chapter, a copy thereof shall be posted on a bulletin board to be maintained by the director in his office, and a copy of such rules and regulations shall be published in a newspaper of general circulation published in Sacramento, California, and in such other newspaper or newspapers as the director may prescribe. No rule or regulation shall become effective until the termination of a period of five days from the date of such posting and publication. The director shall mail a copy of the notice of said issuance to all persons directly affected by the rules and regulations whose names and addresses may be on file in the office of the director and to every person who files in the office of the director a written request for such notice.

Article 6. Financial Provisions

5125. In order to carry out the programs and administer the activities conducted pursuant to this chapter, a fee of ten cents (\$0.10) per head on cattle and calves shall be charged and collected at the same time and in the same manner as inspection fees are collected as provided in Article 10 (commencing at Section 353) of Chapter 2 of Division 3 of the Agricultural Code, except that such fee shall not be charged upon the following:

- (a) Hides or skins;
- (b) Any cattle transported for purposes other than for sale or slaughter and without a change of ownership;
- (c) Any animal less than three months of age;
- (d) Any animal sold for milk or calf production.

Such fees shall not be charged or collected more than once from each owner upon the same animal.

It is the purpose of this section that a fee be paid for each head of cattle originating in other states and slaughtered in this State, other than those specifically excepted herein, and if not otherwise paid shall be collected from the purchaser or slaughterer.

Whenever the fee imposed by this section is not paid, the director may recover the amount thereof in a civil action from the person for whom the inspection was made. Civil suits and the fees collected thereby shall not be affected by claims of exemption made after the fee became due under this section.

5126. The fees collected herein shall be forwarded to the director at the same time and in the same manner as the inspection fees provided for in Article 10 (commencing at Section 353) of Chapter 2 of Division 3. The director shall reimburse, from any moneys collected hereunder, the Bureau of Livestock Identification and any other bureaus or agencies of the State for any additional expenses incurred by them in the administration or enforcement of this chapter.

5127. Any person who is subject to the fee required by Section 5125 may file in writing with the director a request for exemption from such fee. Upon the receipt of such request an exemption certificate shall be issued to the person so requesting, which certificate shall then be effective for the fiscal year in which issued and shall expire on June 30th next following the date of issuance.

At the time the fee required by Section 5125 is to be collected the person subject to payment may present the exemption certificate or such evidence thereof as the director may prescribe, and upon such presentation the fee otherwise required shall not be collected.

5128. All moneys collected by the director pursuant to this chapter shall be deposited in a bank or banks, or other depository, approved by the Director of Finance, allocated to the purposes of this chapter only, and disbursed by the director only for the necessary expenses incurred by the council and the director in carrying out the purposes and provisions of this chapter. Moneys so collected shall be deposited and disbursed in conformity with appropriate auditing rules and regulations prescribed by the director. The expenditure of such moneys shall be exempt from the provisions of Sections 16003 and 16304 of the Government Code. All such expenditures by the council and the director shall be audited at least once every two years by the Department of Finance and a copy of such audit shall be delivered within 30 days after completion thereof to the Governor, the Director of Agriculture, and the State Controller.

The director, after consultation with the council, shall prepare an annual budget setting forth in reasonable detail the proposed expenditures which he deems necessary for the performance by him and by the department of the duties imposed upon them by this chapter, and he shall prepare and submit to the council an annual statement, in reasonable detail, of his expenditures hereunder.

5129. The director may receive funds in such amounts as he may deem necessary to defray the initial expenses in making effective this chapter. The director shall

reimburse those persons from whom said funds are received in the amounts received from any funds received by the director pursuant to Section 5125.

5130. The director may accept contributions to advance the purposes of this chapter. If requested by the donor such contributions shall be segregated and separately maintained for the use of the council.

5131. Any inspector described in Section 331.8 may accept voluntary contributions on behalf of the director. Such contributions may be supplementary to or in lieu of collections provided in Section 5125.

The inspector shall give a receipt for such contributions and shall transmit them to the director in accordance with regulations which may be adopted by the director.

Article 7. Construction

5150. This chapter shall be liberally construed. If any section, sentence, clause, or part of this chapter is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portion of this chapter but such unconstitutional or invalid provision shall be deemed separable from the valid parts thereof.

Article 8. Termination

5200. This chapter shall remain in force and effect until the ninety-first day after the final adjournment of the 1963 General Session of the Legislature.

5201. On the expiration of this chapter pursuant to Section 5200, the council shall remain in existence for the purpose of furnishing the director with a complete record of its outstanding financial obligations, accrued and to accrue. The director shall pay from the moneys deposited and disbursed as provided in Section 5128 such obligations and any obligations incurred by the director and the department under the terms and provisions of this section. Any moneys remaining shall be retained by the director to defray the expenses of formulation, issuance, administration or enforcement of any subsequent program for beef promotion. If no such program is undertaken within a period of three years from the date of termination of this chapter, such moneys shall be withdrawn from the approved depository and paid into the State Treasury, allocated to the Department of Agriculture Fund for use by the Director of Agriculture in carrying out the hide and brand provisions of the Agricultural Code, when appropriated by the Legislature.

SEC. 2. The provisions of Section 5125 shall become operative November 1, 1957.

SEC. 3. All duties imposed on the director or the council by this act, except as to the receipt and deposit of funds, may be performed, but it is not mandatory that they be performed until such time as, in the opinion of the director, sufficient funds have been collected under Sections 5125, 5129, 5130, or 5131 to meet the initial expenses of organizing the council and issuing the exemption certificates under this act."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 261

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 261

Senator Dilworth moved that Senate Bill No. 261 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 261—An act to amend Section 7714.1 of the Education Code, relating to state school building aid.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, before the period, insert "in the same manner as prescribed by Section 7713".

Amendment No. 2

On page 1, strike out lines 12 to 15, inclusive, and insert "(a) If the Department of Education".

Amendment No. 3

On page 1, strike out lines 20 to 23, inclusive, and insert "tion. If the Department of Education determines pursuant to Section 7717, that within the period of years for which estimates of average daily attendance may be made for the particular type of district pursuant to Section 7717, the".

Amendment No. 4

On page 1, line 26, after the comma, insert "and that the area of construction covered by plans, when added to the adequate school construction existing in the applicant district at the time of the application, does not exceed the maximum allowable building area under Section 7717,".

Amendment No. 5

On page 1, strike out line 27, and insert "application. Any application referred to the board pursuant to this section shall be either approved or rejected pursuant to Section 7713."

Amendment No. 6

On page 2, strike out line 1, and insert "Any pro-".

Amendment No. 7

On page 2, line 11, after "apportionment", insert "for a site or comprehensive master plan".

Amendment No. 8

On page 2, line 14, after "final", insert "The repayment of the apportionment for plans and specifications, and the interest thereon, may be over a period of years, not to exceed 30 years from the first day of January of the second fiscal year succeeding the fiscal year in which such apportionment became final."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 908

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 908

Senator Cobey moved that Senate Bill No. 908 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 908—An act to amend Section 13926 of the Government Code, relating to merit awards to state employees.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 9 to 12, inclusive, and insert
 "(b) Perform special acts or special services in the public interest; or
 (c) By their superior accomplishments, make exceptional contributions to the efficiency, economy, or other improvement in the operations of the State Government.
 Awards for superior accomplishments shall be made in accordance with procedures and standards established by the State Personnel Board."

Amendment No. 2

On page 1, strike out lines 20, 21, and 22, and insert "sider employee proposals, special acts, special services, or superior accomplishments, and to make recommendations to the board as to the merits of the proposals, special acts, special services, or superior accomplishments, and whether or not the proposals, special acts, special services, or superior accomplishments justify an award."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Natural Resources**

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 2107

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HAROLD T. JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2107

Senator Kraft moved that Senate Bill No. 2107 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2107—An act to amend Section 504 of, to amend renumber Sections 509 and 510 of, to add Sections 509 and 509.1 and Division 5.7 (commencing at Section 5801) to, and to repeal Chapter 8 (commencing at Section 6475) of Part 1, Division 6 of the Public Resources Code, relating to small craft harbors, and making an appropriation.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Senate April 1, 1957, strike out "to amend and renumber Sections 509 and 510 of, to add Sections 509 and 509.1", and insert "to add Section 509.5".

Amendment No. 2

On page 1, line 4, strike out "five", and insert "six".

Amendment No. 3

On page 1, line 6, after "Gas," insert "Division of Soil Conservation,".

Amendment No. 4

On page 1, strike out lines 7 to 15, inclusive.

Amendment No. 5

On page 1, line 16, strike out "3. Section 509", and insert "2. Section 509.5".

Amendment No. 6

On page 1, line 17, strike out "509", and insert "509.5".

Amendment No. 6.5

On page 1, line 18, strike out "who shall have had at least five years of"; strike out line 19; and in line 20, strike out "administration".

Amendment No. 7

On page 1, line 20, after "appointed", insert "under the provisions of the State Civil Service Act".

Amendment No. 8

On page 2, strike out lines 1 to 16, inclusive.

Amendment No. 9

On page 2, line 17, strike out "6", and insert "3".

Amendment No. 10

On page 2, between lines 20 and 21, insert

"CHAPTER 1. GENERAL PROVISIONS"

Amendment No. 11

On page 2, between lines 46 and 47, insert

"5808. The Division of Small Craft Harbors and the Small Craft Harbors Commission are the successors to, and are vested with all the powers, functions, and jurisdiction of the State Lands Commission with respect to the acquisition, construction, development, improvement, maintenance, and operation of small craft harbors, pursuant to this division. Whenever, by any statute now in force or that may be hereafter enacted, such a power, function, or jurisdiction is imposed or conferred upon the State Lands Commission, such power, function, or jurisdiction shall be deemed to be imposed or conferred upon the Division of Small Craft Harbors and the Small Craft Harbors Commission pursuant to this division. Nothing in this section or in this division shall divest the State Lands Commission of jurisdiction with respect to the leasing of state lands, including state lands used for small craft harbors under this division, for the extraction and removal of oil and gas and other minerals.

5809. The adoption, repeal, amendment or modification of any rules and regulations pursuant to this division shall be made in accordance with the provisions of Chapter 4 (commencing at Section 11370), Part 1, Division 3, Title 2 of the Government Code.

CHAPTER 2. DIVISION OF SMALL CRAFT HARBORS

5821. The Division of Small Craft Harbors shall be administered by the chief of the division under the supervision and direction of the Director of Natural Resources, in accordance with general policies established by the Small Craft Harbors Commission.

5822. The Director of Natural Resources may authorize the chief of the division to exercise his power to appoint employees of the division in accordance with the State Civil Service Act. The director may authorize the chief of the division or any employee of the division to exercise any power granted or perform any duty imposed upon the director by the State Civil Service Act.

5823. The division may prepare plans for, and acquire, construct, develop and improve, small craft harbors, facilities in connection therewith, and connecting waterways. Any small craft harbor so acquired or developed shall be transferred, and its operation relinquished, to a county, city, or any district having power to operate a small craft harbor, in which any part of it is located, upon the request of such city, county, or district, if such city, county, or district enters into an agreement with the division for repayment to the State of all costs incurred by the division in acquiring and developing such small craft harbor, including planning costs. The city, county, or district shall be required by the division to repay such costs by means of deferred payments, such payments to be made in such amounts and at such times as may be provided by the agreement.

5824. In the event that the division acquires, constructs, develops, or improves a small craft harbor pursuant to Section 5823, but receives no request for transfer of its operation to a city, county, or district willing and able to meet the requisite conditions for such a transfer, the division may maintain and operate the harbor.

5825. The division may contract with any other state agency, or a city, county, or district, in the planning, construction, development and improvement of small craft harbors pursuant to this chapter, or for the maintenance and operation of any small craft harbors under the jurisdiction of the division.

5826. The division may provide for the granting of concessions within the boundaries of harbors under the jurisdiction of the division in order to furnish the public with fuel, oil, food, and other facilities, and may grant easements, rights of way, and permits with respect to such harbors.

5826.5. The division shall protect such small craft harbors under its jurisdiction from damage and preserve the peace therein. The chief of the division and such employees of the division as he may designate have the full authority and powers of peace officers for such harbors. The division may adopt such rules and regulations as may be necessary for the purposes of this section. A violation of such rules or regulations is a misdemeanor.

5827. The division, with the consent of the Department of Finance, may acquire by purchase or by condemnation proceedings brought in the name of the people of the State of California, title to or any interest in, or may lease, any real and personal property which the division deems necessary or proper for the purposes of this division.

Proceedings for the condemnation of any real or personal property or any interest therein shall be taken under the provisions of the Code of Civil Procedure relating to eminent domain. The division shall not commence any such proceedings unless the commission first adopts a resolution declaring that public interest and necessity require acquisition by the State of the property or interest therein, described in the resolution, and that such acquisition is necessary and proper for the purposes of this division.

5828. The resolution of the commission shall be conclusive evidence:

(a) Of the public necessity of such proposed acquisition.

(b) That such real or personal property or interest therein is necessary therefor.

(c) That such proposed acquisition is planned or located in a manner which will be most compatible with the greatest public good and the least private injury.

5829. The division may make loans to cities, counties, or districts having power to acquire, construct, and operate small craft harbors, for the planning, acquisition, construction, improvement, maintenance, or operation of small craft harbors and facilities in connection therewith, and connecting waterways, if the division finds that the project is feasible. The commission shall establish, by rules and regulations, policies and standards to be followed in making loans pursuant to this section so as to further the proper development and maintenance of a state-wide system of small craft harbors and connecting waterways. Any such loan shall be repaid as provided in Section 5823.

5830. A transfer pursuant to Section 5823 or a loan pursuant to Section 5829 shall not be made to a county or city if it would provide for an indebtedness or liability contrary to the provisions of Section 18 of Article XI of the Constitution unless, at an election called by the governing body of the county or city two-thirds of the qualified electors of the county or city voting thereat have authorized the governing body to accept, expend, and repay the amount of the indebtedness or liability under this chapter. Such election shall be held in accordance with provisions of law for the incurring of bonded indebtedness by the city or county, as near as the same may be applicable. Except as may be prohibited by this section, a transfer pursuant to Section 5823 or a loan pursuant to Section 5829 may be made to a city, county, or district and it may accept such a transfer or loan, notwithstanding any other provision of law limiting or prohibiting the creation of any indebtedness on the part of the city, county, or district.

5831. The division may enter into any contracts or agreements that may be necessary in carrying out the provisions of this division including agreements to hold and save the United States free from damages due to the construction and maintenance by the United States of such works as the United States shall undertake.

5832. The division shall represent the State of California and the Governor of California in relationships with the Chief of Engineers, United States Army, and his authorized agents for the purposes set forth in this division.

5833. Facilities in harbors and connecting waterways established under the provisions of this division shall be open to all on equal and reasonable terms.

5834. The division may recommend to the Director of Natural Resources for transmission to the Legislature such action as may be necessary to provide the finances required of local agencies as a condition for the participation of the United States in any project in which the division may act.

5835. The division may enter into agreements with the United States and with any county, city, district, or other political subdivision of this State in connection with participation with the United States in any project in which the division may act and may, also, provide such adjustments which, in the judgment of the division, are in the best interest of the State of California.

5836. The division may enter into any contract of agreement with the War Department of the United States, or any other agency of instrumentality of the United States, for the dredging of harbors and the erection of breakwaters, piers, or any other device for the protection of vessels.

5837. The division may do any act or enter into any contract or agreement desirable in carrying out the purposes of this division.

5838. The division may take such action as may be necessary to take advantage of any act of Congress heretofore or hereafter enacted which may be of assistance in carrying out the purposes of this division.

5839. On or before the fifteenth day of January of each year in which a general session of the Legislature is held, the chief of the division shall make a report to the Director of Natural Resources for transmission to the Legislature and to the Governor covering the operations of the division for the preceding biennial. The division shall also make such special reports as are requested by the Director of Natural Resources or the Governor.

5840. For the purposes of this division, the division may receive and accept for the State any gift, device, grant or other conveyance of title to or any interest in real property. It may receive and accept gifts, donations, contributions, or bequests of money to be used in acquiring title to or any interest in real property or in improving it, in connection with the development and operation of small craft harbors and connecting waterways. It may also receive and accept personal property for such purposes.

5841. The division, with the approval of the Department of Finance, may transfer, sell or otherwise dispose of personal property under its jurisdiction, and may contract with other public agencies for its custody.

CHAPTER 3. SMALL CRAFT HARBORS COMMISSION

5851. There is in the Department of Natural Resources a Small Craft Harbor Commission.

5852. The commission shall be composed of five members appointed by the Governor, with the advice and consent of the Senate.

5853. The terms of the members of the commission first appointed under this division shall expire as follows: one member January 15, 1959, two members January 15, 1960, two members January 15, 1961. Thereafter, appointments shall be for a four-year term. Vacancies occurring prior to the expiration of the term shall be filled by the appointment for the unexpired term.

5854. No member of the commission shall receive any salary for his services as a commissioner, but may be reimbursed for actual and necessary expenses incurred in performance of official duties.

5855. The members of the commission may be removed from office by the Governor for inefficiency, neglect of duty, misuse of office, or misfeasance in office, in the manner provided by law for the removal of other public officers for like causes.

5856. The commission shall, immediately upon its appointment, organize and elect from its members a chairman and a vice chairman who shall serve for one year or until their successors are elected and qualified. Annually thereafter the commission shall elect a chairman and a vice chairman.

5857. The commission shall adopt a seal.

5858. No action shall be taken by the commission by less than a majority of its members.

5859. The Department of Finance shall furnish suitable offices and equipment for the use of the commission.

5860. The chief of the division shall act as the secretary of the commission.

5861. The commission shall establish general policies for the guidance of the division in the planning, acquisition, construction, development, improvement, maintenance and operation of small craft harbors under the jurisdiction of the division, the transfer of harbors to local agencies, and the making of loans to local agencies, pursuant to this division, and for that purpose may adopt such rules and regulations as may be necessary to carry out the provisions of this division.

5862. The commission shall cause studies and surveys to be made of the need for small craft harbors and connecting waterways throughout the State and the most suitable sites therefor.

CHAPTER 4. SMALL CRAFT HARBOR REVOLVING FUND

5881. All moneys received by the division, including any moneys received by the division from the purchase or condemnation by any other person or agency of any property acquired by the division for the purposes of this division, shall be deposited in the State Treasury and credited to the Small Craft Harbor Revolving Fund, which fund is continued in existence.

5882. All moneys in the Small Craft Harbor Revolving Fund are hereby continuously appropriated to the Department of Natural Resources for the support of the Department of Natural Resources, the Division of Small Craft Harbors, and the Small Craft Harbors Commission for the purposes of this division, including refunds. No money shall be expended from such fund for the acquisition of real property for and the construction and development of small craft harbors or for loans to cities, counties, and districts pursuant to this division, except loans to such local agencies for planning purposes only, unless a specific appropriation is made therefor by the Legislature.

SEC. 4. Chapter 8 (commencing at Section 6475) of Part 1 of Division 6 of said code is repealed.

SEC. 5. All persons, other than temporary employees, serving in the state civil service and engaged in the performance of a function transferred to the Division of Small Craft Harbors or to the Small Craft Harbors Commission or engaged in the administration of a law, the administration of which is transferred to the division or to the commission, shall remain in the state civil service and are hereby transferred to the Division of Small Craft Harbors on the effective date of this act. The status, positions, and rights of such persons shall not be affected by their transfer and shall continue to be retained by them pursuant to the State Civil Service Act, except as to positions the duties of which are vested in a position which is exempt from civil service.

All public property, real or personal, of any state agency or officer used principally or primarily in carrying out any of the functions, or acquired in connection with the exercise of any function, which function is transferred to the Division of Small Craft Harbors or to the Small Craft Harbors Commission is transferred to the division."

Amendment No. 12

On page 2, strike out lines 48 to 51, inclusive; and strike out all on pages 3, 4, and 5.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 152

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 152

Senator Harold T. Johnson moved that Senate Bill No. 152 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 152—An act to amend Section 2054 of the Penal Code, relating to the academic education of inmates in state institutions, and declaring the urgency thereof to take effect immediately.

Bill read second time.

Motion to Amend

Senator Harold T. Johnson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 2054.1 to,".

Amendment No. 2

In line 2 of the title, after the comma, insert "making an appropriation,".

Amendment No. 3

On page 2, line 18, strike out "1955-56", and insert "1957-58".

Amendment No. 4

On page 2, line 23, strike out "thirty-three dollars (\$33)", and insert "forty dollars (\$40)".

Amendment No. 5

On page 2, strike out line 26, and insert "Fiscal year, except as provided in Section 2054.1.

SEC. 2. Section 2054.1 is added to said code, to read:

2054.1. The rate specified in Section 2054 shall be further increased or de-".

Amendment No. 6

On page 2, line 29, strike out "January 1955", and insert "The 1956-57 Fiscal Year".

Amendment No. 7

On page 2, between lines 38 and 39, insert "Sec. 3. In addition to any other sums appropriated, the sum of ninety-two thousand one hundred sixty-seven dollars (\$92,167) is appropriated from the General Fund to the Department of Corrections for the purposes of Sections 2054 and 2054.1 of the Penal Code, to be expended only on allocations to the institutions or facilities of the Department of Corrections as authorized by the Department of Finance."

Amendment No. 8

On page 2, line 39, strike out "2", and insert "4".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 2410

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 2410

Senator Breed moved that Senate Bill No. 2410 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2410—An act to amend Sections 17208 and 24349 of, to repeal Section 17209 of, and to add Sections 17209, 17210, 17211, 17212, 17213, 24350, 24351, 24352, 24353, and 24354 to, the Revenue and Taxation Code, relating to bank and corporation and personal income taxes.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 1, of the printed bill, strike out "after December 31, 1956", and insert "on and after December 31, 1957".

Amendment No. 2

On page 2, line 28, strike out "1953", and insert "1956".

Amendment No. 3

On page 2, line 31, strike out "1953", and insert "1956".

Amendment No. 4

On page 2, line 32, strike out "1953", and insert "1956".

Amendment No. 5

On page 2, strike out lines 35 through 46, inclusive.

Amendment No. 6

On page 3, line 43, strike out "taxable years ending after December 31, 1956" and insert "income years ending on and after December 31, 1957".

Amendment No. 7

On page 4, line 17, strike out "1953", and insert "1956".

Amendment No. 8

On page 4, line 20, strike out "1953", and insert "1956".

Amendment No. 9

On page 4, line 21, strike out "1953", and insert "1956".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 1163

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 1163

Senator Collier moved that Senate Bill No. 1163 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1163—An act to add Section 677.3 to the Vehicle Code, relating to vehicle equipment.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "All motor trucks and truck trailers hereafter first registered in this State shall be", and insert "No person shall sell, offer for sale, or deliver pursuant to sale, in any of the counties included in county Group No. 1 as set forth in Section 187 of the Streets and Highways Code, any motor truck or truck trailer not theretofore registered which is not".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 1200

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 1200

Senator Gibson moved that Senate Bill No. 1200 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1200—An act to amend Sections 7602 and 7643 of the Business and Professions Code, relating to funeral directors and embalmers.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 5, of the printed bill, strike out "(e) of this section; provided", and insert "(g) of this section."

Amendment No. 2

On page 2, line 6, strike out "further, however, that", and insert "(e) notwithstanding the provisions of subsection (d) of this section,".

Amendment No. 3

On page 2, line 9, after "country", insert "(the standards of which are equal to those established by this chapter, as determined by the board)".

Amendment No. 4

On page 2, between lines 14 and 15, insert

"(f) Notwithstanding the provisions of subsection (d) of this section, a person who has been licensed and practised as an embalmer for a minimum of three years within the seven years preceding his application in any other state or country (the standards of which are not equal to those established by this chapter, as determined by the board) and whose license has never been suspended or revoked for unethical conduct shall be required to serve only one year of apprenticeship and while so apprenticed shall have assisted in embalming or otherwise preparing for disposition not less than 50 human dead bodies."

Amendment No. 5

On page 2, line 15, strike out "(e)", and insert "(g)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 378

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 378

Senator Regan moved that Senate Bill No. 378 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 378—An act to amend Section 5006 of the Public Resources Code, relating to acquisition of property by the State Parks Commission.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "not included in a city or"; and strike out all of line 10; and in line 11, strike out "be condemned", and insert "shall not be acquired by purchase or condemnation".

Amendment No. 2

On page 1, after line 21, insert

"Whenever real property is acquired by purchase or condemnation for the State Park System, the commission shall make an annual payment to each local taxing agency in which such real property is situated, of an amount equal to the real property taxes that would be payable to such taxing agencies with respect to such real property if such property was still on the tax rolls. As used in this section taxing agency means a county, city, city and county, or public districts of this State."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Natural Resources**

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 2110

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HAROLD T. JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2110

Senator Kraft moved that Senate Bill No. 2110 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2110—An act making an appropriation for the acquisition of real property and the construction and development of small craft harbors.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "making an appropriation for the acquisition of real property and the construction and development", and insert "to add Sections 6499.5 and 6499.6, to the Public Resources Code, relating to loans to cities, counties, and districts, for the planning".

Amendment No. 2

In line 3 of the title after "harbors", insert "making an appropriation, and declaring the urgency thereof, to take effect immediately".

Amendment No. 3

On page 1, strike out lines 1 to 8, inclusive, and insert

"SECTION 1. Section 6499.5 is added to the Public Resources Code, to read: 6499.5. The commission may make loans to cities, counties, or districts having power to acquire, construct, and operate small craft harbors, for the planning of small craft harbors and facilities in connection therewith, and connecting waterways, if the commission finds that the project is feasible. The county, city, or district shall

repay to the State the amount loaned by means of deferred payments, such payments to be made in such amounts and at such times as is specified by the commission at the time the loan is made but in any event providing full repayment within 10 years, such repayment to include a charge fixed by the Pooled Money Investment Board in an amount estimated by it to equal the revenue which the State would have derived by investing the total deferred payment at the interest rate prevailing for legal state investments. The commission may establish, by rules and regulations, policies and standards to be followed in making loans pursuant to this section so as to further the proper development of a state-wide system of small craft harbors and connecting waterways.

SEC. 2. Section 6499.6 is added to said code, to read:

6499.6. A loan pursuant to Section 6499.5 shall not be made to a county or city if it would provide for an indebtedness or liability contrary to the provisions of Section 18 of Article XI of the Constitution unless, at an election called by the governing body of the county or city two-thirds of the qualified electors of the county or city voting thereat have authorized the governing body to accept, expend, and repay the amount of the loan pursuant to Section 6499.5. Such election shall be held in accordance with provisions of law for the incurring of bonded indebtedness by the city or county, as near as the same may be applicable. Except as may be prohibited by this section, a loan as provided for in Section 6499.5 may be made to a city, county, or district and it may accept such a loan, notwithstanding any other provision of law limiting or prohibiting the creation of any indebtedness on the part of the city, county, or district.

SEC. 3. There is hereby appropriated from the Investment Fund the sum of one hundred thousand dollars (\$100,000) which shall be transferred to the Small Craft Harbors Revolving Fund, for expenditure by the State Lands Commission for the purposes of this act.

SEC. 4. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

It is of vital concern to the people of the State that a state-wide system of small craft harbors and connecting waterways be provided as soon as possible. Some local agencies are now ready to proceed with the planning of such harbors but need an advance of state funds to proceed. This act will further the development of a state-wide system of small craft harbors and connecting waterways by making funds available to local agencies as loans for the planning of small craft harbors."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 1509

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 1509

Senator Sutton moved that Senate Bill No. 1509 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1509—An act to amend Section 2020 of, and to repeal Section 2025 of the Welfare and Institutions Code, relating to old age assistance.

Bill read second time.

Motion to Amend

Senator Sutton moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 15, 1957, strike out "amend Section 2020 of", and insert "add Section 2020.002 to".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 2020.002 is added to the Welfare and Institutions Code, to read:

2020.002. Any recipient who pursuant to Section 2020 of this code receives less than one hundred dollars (\$100) per month from the total of his grant and income from all other sources shall be granted an additional amount of aid not to exceed eleven dollars (\$11) per month or so much thereof as is necessary to bring the sum of his grant and income to one hundred dollars (\$100) per month.

SEC. 2. The State Social Welfare Board in establishing the revised standard of assistance required by the increase provided by Section 1 of this act shall increase the amount of the existing basic allowances."

Amendment No. 3

On page 1, strike out line 2 to 26, inclusive.

Amendment No. 4

On page 2, line 1, strike out "2", and insert "3".

Amendment No. 5

On page 2, between lines 2 and 3, insert

"SEC. 4. This act shall become operative October 1, 1957."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES**Committee on Public Utilities**

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 1772

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 1772

Senator Collier moved that Senate Bill No. 1772 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1772 -An act to add Section 7614 to the Public Utilities Code, relating to equipment of railroads.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill, after "facilities", insert ", or chemical type toilet facilities approved by the commission.

SEC. 2. The operative date of this act shall be January 1, 1959."

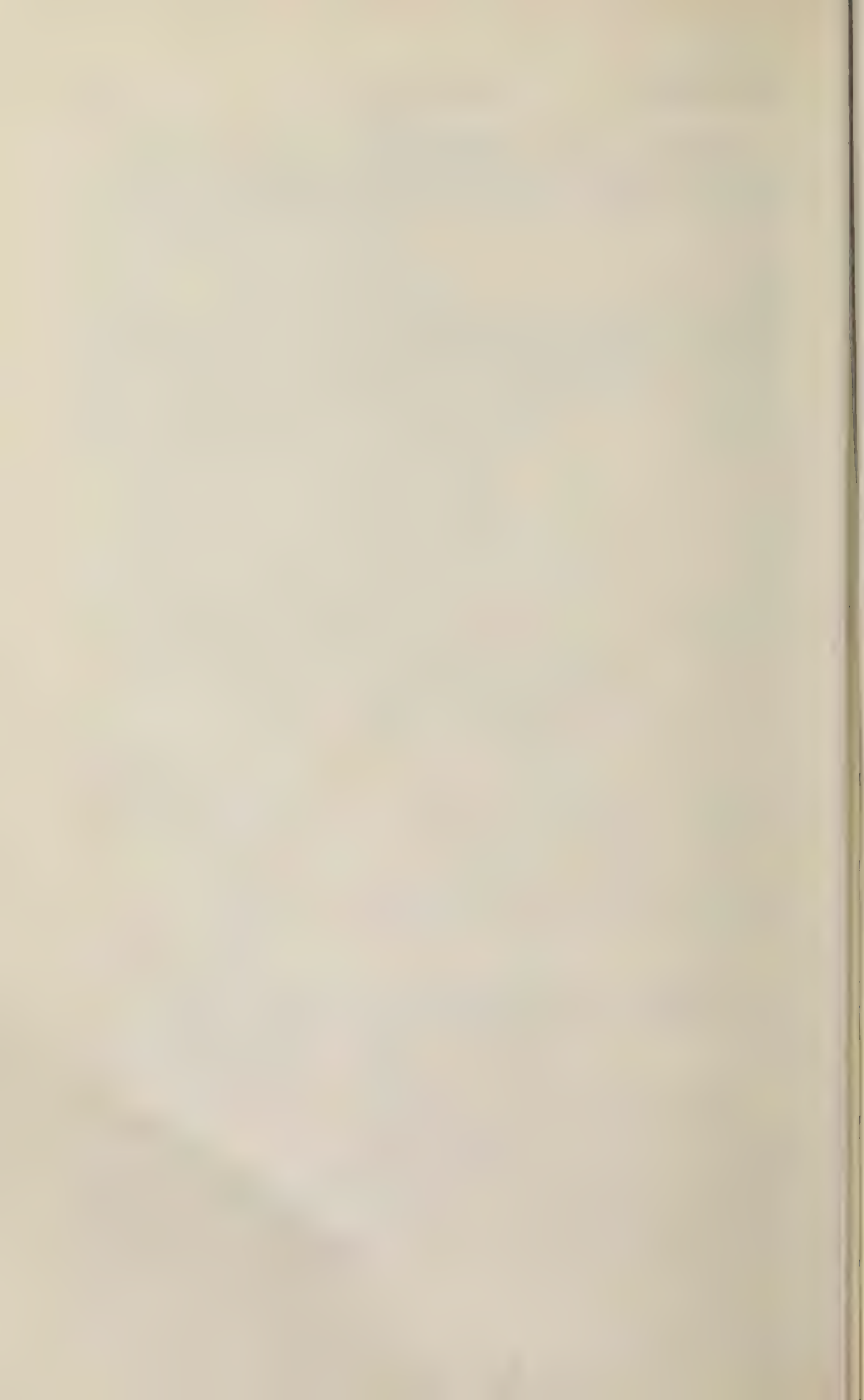
Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

ADJOURNMENT

At 5.45 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, April 23, 1957.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-SECOND LEGISLATIVE DAY

SEVENTIETH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, April 23, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O Lord, our God, we invoke Thy blessing upon the members of this, our Senate, its President, and all those in a position of responsibility. We pray that their decisions may be reached with care and caution and will promote the well-being of our State and Nation. We ask that their policies of government may never be dictated by fear, but by conscience, faith and reason. May they never have cause to look back upon their decisions with regret. Grant that they may always act in the public interest and be worthy of the people's confidence in their leadership and in the sincerity of their motives. Grant to all, O Lord, the firm conviction that they can serve Thee best by devotion to our Democracy and by the espousal of those causes that have made our Nation the land of the free and the home of the brave. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Muriel O'Neill, Mr. Irwin Lazarus, Mrs. Dorothy Englund, Mr. Leonard, and the following students from Bohannon School, San Lorenzo School District: Charles Anderson, Mike Bean, Vince Campanile, Arthur De-zotte, Don Dinsdale, Charles Elrick, Jim Farley, Jim Furtado, Bob Guerera, John Guiney, Alvin Hernandez, Ernie Jones, John McEl-haney, Duane Meyers, Danny Nuneman, Wayne Paxton, David Wilson, Mike Mitchell, Dennis Gilbert, Diane Bock, Glynda Evans, Maurine

Larson, Kathy Lazer, Joan Leonard, Sharon Martin, Carol Morris, Diane Perry, Shirley Ragel, Yolanda Sterling, Beverly Stong, Nancy Sullivan, Diane Zoggas, Bill Bartlett, Dennis Bastron, Bart Corrie, Mike Gaipa, Tal Gregory, Charles Jones, Don Kershner, Evan Lee, Billy Marshall, Ronnie Meranda, Wayne Morte, Larry North, Hayden Ponder, Bill Rutherford, Glenn Smith, Bob Stagner, Jim Van Gundy, Tedd Wells, Marie Bates, Sharon Blaieli, Dawn Bryan, Carolyn Craven, Eola DeVreis, Janice Halsted, Judy Lobree, Carol McAdoo, Marilyn Ness, Gloria Prado, Sandy Samuels, Linda Sprague, Pat Taylor, Margo Thomas, Rochelle Wood, and Lona Wright.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Duane F. Miller and the following students from Sonora Union High School, Sonora, Tuolumne County: Diane Aced, Glen Bass, Yvonne Bertollozi, Guida Brandi, Ralph Burford, Edward Cameron, Leslie Carlson, Marjorie Denton, Sharon Fraser, Diane Gibson, Louise Giocoechea, June Gotelli, Clairece Guinn, Judy Heinrich, Dixie Holloway, Pete Lehr, Lewis Leonard, Mary McCormick, Bill Piedmont, George Purdy, Sarah Reibin, Pat Schweikert, John Skipper, Gordon VanKessel, Betty Walton, Doug Wivell, (Junior Statesmen) Bob Algeo, Bill Blake, Phil Downing, Karen Fowler, Mary Ellen Hayden-Myer, David Gotelli, Bill Jones, Lloyd Mason, Tom McCreedy, Jim Reveal, Jim Rose, Linda Sallander, Mimi Sikora, Francie Smith, Judy Smith, Carol Stewart, Maury Triden, Vernon VanSant, Jerry Wenzel, Ken Williams, Jim Wofford, Jim Lovelace, Silvano Maciel, Gayle Satezal, Judy Higgins, Vivian Gould, and Vicky Chambers.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Dahlstrom, Mr. Morley, and the following students from Antioch Junior High School: Helen Akins, Alice Ambra, Patricia Arterberry, Alice Bryant, Ralph Burnett, Richard Cagle, Rosa Doolin, Al Elkins, Bobby Flanary, Olga Flores, Chuck Hasenfus, Don Hall, Janice Hovet, Kenneth McElheney, Phil Maghuyop, Patrick Mangas, David Marquardt, Dennis Mendes, Jess Martinez, Ben Pettit, Gordon Phillips, Lester Pinkston, Bernice Sancho, Mary Alice Smith, Mary Jo Squeglia, Travis Sutton, Bill Trine, David Tully, Charles Vargo, Georgette Whittingham, Jean Wolfenbarger, Rudy Aguinaga, Diane Campbell, Hector Cardenas, Denis Carey, Frank Cavanaugh, Dick Costa, Gene Creecy, David Davis, Karen Dragon, Sheron Elliott, Bob Elksen, David Farley, Janet Ferguson, Donna Goldman, Sandra Graham, Joyce Johnston, Diane Karaglanis, James Kyle, Anna Langston, Gene Lawrence, Pat Mahon, Jack Marvin, Donald Meyers, LeRoy Sampson, Frank Sanchez, Tommy Smith, Joann Teixeira, and Barbara White.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Van Allen Elementary School, Escalon, San Joaquin County: *teacher*—Mrs. Faye M. Barkley; *room mothers*—Mrs. Sheldon Lamb, Mrs. Charley Gentry, Mrs. Howard Crom, and Mrs. John Loureiro; *pupils*—Carol Ann Crom, Lester Galbreath, Beverle Bava, Jeff Lamb, Phyllis Rydquist, George Cardoza, Ann Matthews, Tommy Keller, Paulette Tune, Charles Robinson, Frank Calderon, Leroy Davis, Joanne Loureiro, Gordon Paynor, Mary Costa,

Robert Rivinius, Frances Gardner, Leo Gonzalez, Dianne Peini, Frank Tune, Oscar Rodriguez, Ronnie Pereira, Lee Gentry, Tommy Silva, Arthur Lopez, Marcos Oliva, Danny Renfro, Billy Renfro, Velvina Cardoza, and Carolyn Davis.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Stephen Vugrenes, Mr. Joe Olsen, Mr. Ray Roberts, and the following students from Sycamore School, Butte County: Jimmy Bates, Sammy Brown, David Cone, Thomas Dockery, Douglas Fife, Edsel Hammons, Sidney Henderson, Tommy Johnson, Gerald Kendall, John Main, Ronald Miguel, Glenn Neves, Fred Reeves, Paul Stuke, Mike Twisleton, Joe Vega, Pamela Anderson, Marcia Campbell, Lynn Chester, Daphne Chitcock, Dawna Davenport, Marveda Davis, Myrna Dunning, Anita Farr, Brenda Forga, Norma Francis, Rose French, Doris Green, Gay Hagberg, Jean Henington, Sue Kelleher, Mary Kay Marley, Pattinell Newton, Linda Quain, Linda Stoneberg, Dorothy Thayer, Mickey Bennett, John Burgess, Humberto Castro, Leroy Felkins, Don Francis, Alan Fukushima, Craig Hamilton, Bill Longacre, Bill Onyett, Kenneth Nunes, Larry Pfister, Fred Rich, Dwight Sample, Sky Steadman, Ronnie Tidwell, Ronald Vieira, Tommy Wilkerson, Franklin Williams, Ronald Woodward, Pamelyn Anderson, Susan Bonslett, Laquita Chandler, Clarena Crabtree, Nora Gilbert, Kathryn Haller, Judy Harlan, Kay Hepworth, Betty Hood, Linda Hovlid, Carolyn Huffman, Jean Johnson, Mary Ann Parker, Helen Skouris, Joan Vanderwerf, Dora McCarden, and Sharon Marical.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Lewis J. Ferrari and the following students from Marina Junior High School, San Francisco: Tom Kreisler, Dennis Chelini, Winston Johnson, David Differding, John Burnham, Robert Glynn, Tom Storelli, James Cowan, Allen Sharek, Ted Sugioka, Gary Mattucci, Bob Gustafson, Phil Stone, Jon Freed, Bruno Delfino, Jesse Figueroa, Ray Corbett, John Shelton, Allan Andres, Steve Buttler, Edward Barth, Calvin Hue, Maynard Malabey, Mike Ballestrazze, Gary Fazio, Raymond Picone, Bruce Broughton, Steve Carpenter, Bernard Keane, and Perry Harris.

On request of Senator Busch, the privilege of the floor of the Senate Chamber for this day was unanimously extended to W. A. Chessall, Superintendent, Ukiah High School, Ukiah.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Barbara Rosier of Los Angeles and Mr. Edmund W. Cooke of Los Angeles.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lester J. Gendron, District Attorney of Madera; Joe Cappelluti, Chairman, Madera County Recreation Commission; Art Wachtmann, member, Board of Supervisors, Madera County.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Instructors Mr. Hester, Mr. Klein, Mr. Boyce; and the following students from Orinda Union School District, Pine Grove School: Mario Albo, Walter Altorfer, Suzanne Arighi, John Bishop, Anne Blount, Robin Brown, Jim Buhler, Mimi Cass, Laurie Chapple, Glenna Clark, Margo Corana,

Susan Cox, Sam DeFranco, Lynn Drysdale, Karen Fernsten, Mason Fries, Sharon Heller, Lester Hink, Richard Keating, Gail Kocher, Diane Kreg, Warren Leslie, Scott McFarland, Geraldine Miller, Linda Mitchell, Helen Moylan, Nelle Neighbor, Marion Oakley, John Rinne, Mary Rodden, Patti Seiple, Linda Shirey, Steve Smith, Keith Thrailkill, John Thurston, Robert Totten, Jim Winfree, Robert Woodward, Charles Aberham, Allen Breed, Tom Brooks, Lawrence Burde, Bob Carr, D'ann Christie, Claire Cianciarulo, Cathy Cline, Peggy Coe, Connie Cook, Gretchen Diercks, Joan Eberhart, Janice Fowler, Bruce Fraser, Linda Frederickson, Suzy Gloy, John Googins, Joanne Hall, Mark Haslam, Fred Homnold, Susan Ingram, Jonathan Jensen, James Sandra, Richard Miles, Pamela Oakes, Joyce Odenthal, Paul Pfeiffer, Jack Putnam, Dick Stark, Rozlynn Starkman, David Stillson, Carole Stuller, Melinda Thompson, Ellen Van Hooris, Donna Walker, Karen Weatherbe, Robin Wilson, Steve Abbott, Dick Allen, Laraine Axelson, Kathy Baldwin, Barbara Berger, Mike Bigler, Robert Boyle, Linda Blumer, Pamela Braly, Sally Cary, Vinnie Cook, Eric Depper, John Doane, Ann Evans, John Guerin, Mike Guerin, Eric Guinther, Laus Hafner, Ray Haywood, Marilyn Hinde, Doug Hudson, Charlotte Kimball, Susan Kroeke, Joanna Larson, Kirk Long, Janet Lucas, Clyde MacDonald, Jean Maeri, Frank Marsh, Mary Moorehead, Bill Powell, Jill Rankin, Peter Read, Karl Sax, Sue Schilling, Carole Smith, Chastin Soule, Neil Stubblefield, and Bardin Wilmar.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Julia Elliott of Berkeley and Miss Molly Palmer of San Francisco.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. DeWitt Cheney of Santa Ana; Mr. and Mrs. Louis Bell and Robert Bell of Costa Mesa.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to James Reitz of Sherman Oaks.

On request of Senators Kraft, Breed, Christensen, Farr, and Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Professor Frank C. Newman and the following students from the legislation class, School of Law, University of California: Clarence Brizee, Donald Cahen, Richard Calhoun, Frederick Dacey, Conrad Donner, George Dunlap, Fred Forgy, Alvin Frank, William Gordon, Robert Hamilton, Billy Hunt, Gerald Knecht, Marshall Krause, Sherwin MacKenzie, James Moose, Harold Nachtrieb, Roger Nichols, Peter Pierson, Rajendra Varma, David Williams, and Rene Zentner.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Barbara Rosien, Assistant Executive Director, Los Angeles Housing Authority.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Carl Sticknen of Seaside and Ed Duffy of Carmel.

On request of Senator Abshire, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Republic Women's Council from Sonoma

County: Mrs. May Stephenson, Mrs. Ruth Erwin, Mrs. Elmer T. Noall, Mrs. Howard Lord, Mrs. Freda Lucas, Mrs. Emily McCawley, Mrs. Joseph Carrura, Mrs. Shule Souza, Mrs. E. E. Todd, Mrs. Pratt Palmer, Mrs. George Sletton, Mrs. John J. Mauro, Mrs. George E. Hoving, Mrs. Nell Sedgley, Mrs. Emma S. McClelland, Mrs. Harold Kolstad, Mrs. Willard H. McCarty, Mrs. F. M. Harriville, Mrs. Charles F. Tuttle, Mrs. W. A. Lynjimeott, Mrs. G. H. Lindemann, Miss Emma Herrmann, Mrs. Lee Sherdenberger, Mrs. W. B. Corrick, Mrs. B. Hills, Mrs. Laura Eves, and Helena B. Collins.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. R. C. Ferguson, Mr. Del Eberhardt, and the following students from Orestimba Union High School, Newman: Timmy Harmon, Claudia King, Howard Thorkleson, Margaret Nunes, Cecilia Costa, Julie Borrelli, Betty Avila, Don Moore, Jane Correia, Betty Lee, Clifford Jordon, Kenneth Mathews, Janice Daily, Becky Stewart, Tony Correia, Marlene Machado, Jolene Bettencourt, Mary Pacheco, Delia Delgado, Mary Alice Smith, Carole McCusker, Virginia Jordan, Delia Acosta, and Lois Ann Stringham.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Galal Gough and Arthur Littleworth of Elsinore.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joe M. Condesso of Monterey.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Republican Women from San Francisco: Mrs. Orion Walton, Mrs. Robert B. Hutchins, Eleanor Rossi Reno, Mrs. Walter J. Clark, Mrs. Stanley Schaffer, Mrs. Walter W. Wohlforth, Mrs. Melvin Koegel, Miss Sue M. Eaton, Mrs. Elsie O. MeVey, Mrs. Emily Trusecott, G. A. Shaffer, Mrs. F. N. Gregay, Jane Graham, Mrs. Alfred E. Stotz, Mrs. Nellie Stubo, Mrs. Elwood Haynes, Mrs. Wm. L. Wood, Mrs. Irwin Stern, Mrs. Maude Grundel, Mrs. Lillian Cassady, Dr. Esther A. Rattray, Mrs. Fannie E. Trussell, Mrs. Rita B. Jacobs, Mrs. Minna W. Abrams, Magdalena Williams, Aileen Ginnever, Mrs. Mark Huxley, Emily Jacobsen, Eugene J. Nicoll, Jeannette B. Hewitt, Emily Jacobsen, Virginia J. Waller, Mary H. Staral, and Ada H. Jackson.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jack Harelsen of El Centro.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Barney Bertelsman of Salinas and Sparky Pollard of Monterey.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Harriett O'Neill Brown of Los Angeles.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Cheney of Santa Ana.

MOTION TO BE EXCUSED

At 3.20 p.m., Senator Erhart moved that he be excused to attend an Assembly committee.

Motion carried.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 23, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 109
Assembly Bill No. 1450
Assembly Bill No. 1568
Assembly Bill No. 1626
Assembly Bill No. 1829
Assembly Bill No. 1830
Assembly Bill No. 1936
Assembly Bill No. 1910
Assembly Bill No. 1911
Assembly Bill No. 2067
Assembly Bill No. 2068

Assembly Bill No. 2071
Assembly Bill No. 2079
Assembly Bill No. 2080
Assembly Bill No. 2088
Assembly Bill No. 2165
Assembly Bill No. 2504
Assembly Bill No. 2505
Assembly Bill No. 2745
Assembly Bill No. 2772
Assembly Bill No. 2878

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 109—An act to add Section 426 to the Government Code, relating to the State Motto.

Referred to Committee on Rules.

Assembly Bill No. 1450—An act to repeal Article 5 of Chapter 1 of Part 2 of Division 2, comprising Sections 1570 to 1574, inclusive, of the Welfare and Institutions Code, relating to eligibility for aid to needy children.

Referred to Committee on Social Welfare.

Assembly Bill No. 1568—An act to amend Section 17700 of the Business and Professions Code, relating to premium coupons.

Referred to Committee on Business and Professions.

Assembly Bill No. 1626—An act to amend the heading of Article 1 (commencing at Section 10050), Chapter 2, Part 1, Division 4, and Sections 10002, 10051, 10052, 10053, 10054, 10055, 10056, 10057, 10058, 10059, 10080, 10150.6, and 10275.6 of, and to add Section 10002.5 to, the Business and Professions Code, relating to the Real Estate Board.

Referred to Committee on Business and Professions.

Assembly Bill No. 1829—An act to amend Section 6077 of the Business and Professions Code, relating to discipline of members of the State Bar of California.

Referred to Committee on Business and Professions.

Assembly Bill No. 1830—An act to amend Sections 6020 and 6021 of the Business and Professions Code, relating to the officers of the State Bar of California.

Referred to Committee on Business and Professions.

Assembly Bill No. 1936—An act amending Sections 11528 and 11531 of, and adding Section 11552.2 to, the Business and Professions Code, relating to real estate subdivisions.

Referred to Committee on Business and Professions.

Assembly Bill No. 1910—An act to amend Section 1770 of the Code of Civil Procedure, relating to conciliation proceedings.

Referred to Committee on Judiciary.

Assembly Bill No. 1911—An act to amend Section 1147 of the Probate Code and Section 5183 of the Welfare and Institutions Code, relating to countersignatures by superior court judges for the withdrawal of funds in the custody of the public administrator and public guardian.

Referred to Committee on Judiciary.

Assembly Bill No. 2067—An act to add Sections 1153.1 and 1153.2 to the Harbors and Navigation Code, relating to proceedings of the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2068—An act to add Sections 1261 and 1262 to the Harbors and Navigation Code, relating to proceedings of the Board of Pilot Commissioners for Humboldt Bay.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2071—An act to add Sections 507.2 and 507.3 to the Public Resources Code, relating to proceedings of the State Mining Board.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2079—An act to add Sections 3091 and 3092 to the Labor Code, relating to proceedings of the Apprenticeship Council.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2080—An act to add Sections 146 and 147 to the Labor Code, relating to proceedings of the Industrial Safety Board.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2088—An act to add Sections 13912 and 13913 to the Government Code, relating to proceedings of the State Board of Control.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2165—An act to add Section 650 to of the Streets and Highways Code, relating to State Highway Routes 2, 60, 56, 1, and 71.

Referred to Committee on Transportation.

Assembly Bill No. 2504—An act to amend Section 845.2 of the Fish and Game Code, and amend Section 8633 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to application for re-possession of net.

Referred to Committee on Fish and Game.

Assembly Bill No. 2505—An act to amend Section 919 of the Fish and Game Code, and amend Section 8780 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to bait net.

Referred to Committee on Fish and Game.

Assembly Bill No. 2745—An act to amend Section 928 of the Penal Code, relating to grand jurors.

Referred to Committee on Judiciary.

Assembly Bill No. 2772—An act to add Section 18062 to the Education Code, relating to school district contracts.

Referred to Committee on Local Government.

Assembly Bill No. 2878—An act to add Section 6060.9 to the Business and Professions Code, relating to law schools.

Referred to Committee on Business and Professions.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 22, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 3280

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 3280—An act to amend Sections 196 and 233 of the Code of Civil Procedure, Section 1143 of the Penal Code, and Section 72231 of the Government Code, relating to fees and allowances of trial and grand jurors.

Referred to Committee on Judiciary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 23, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 27

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Joint Resolution No. 27—Relative to the statehood of the Territories of Alaska and Hawaii.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 22, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 145

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 145—Approving charter amendments to the Charter of the City of Glendale, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the ninth day of April, 1957.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 145, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 145

Assembly Concurrent Resolution No. 145—Approving charter amendments to the Charter of the City of Glendale, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the ninth day of April, 1957.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Coley, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators Miller, John F. McCarthy, and Christensen as a Senate Committee on Conference concerning Assembly Bill No. 80 to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
HUGH M. BURNS, Chairman

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1203

Senate Bill No. 1204

Senate Bill No. 1672

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2313

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 27

Senate Joint Resolution No. 28

Senate Concurrent Resolution No. 95

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Rules has examined:
Senate Bill No. 173

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Rules has examined:
Senate Bill No. 2142
Senate Bill No. 2325

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 899—An act to add Section 5302.6 to the Streets and Highways Code, relating to the payment of assessments for public works and improvements under the Improvement Act of 1911, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 1929—An act to add Section 491.5 to the Fish and Game Code, and Section 311 to the Fish and Game Code as proposed by Assembly Bill No. 616, relating to fishing;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-third day of April, 1957, at 3.30 p.m.

BURNS, Chairman

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:
Assembly Bill No. 198

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which were referred:
Senate Bill No. 1251
Senate Bill No. 2386
Senate Bill No. 2387

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DORSEY, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:
Senate Bill No. 2114
Assembly Bill No. 315
Assembly Bill No. 544

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:
Senate Bill No. 950
Assembly Bill No. 970

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 943	Assembly Bill No. 1540
Senate Bill No. 1215	Assembly Bill No. 1541
Senate Bill No. 1218	Assembly Bill No. 1543
Senate Bill No. 2483	Assembly Bill No. 1557
Assembly Bill No. 485	Assembly Bill No. 1779
Assembly Bill No. 486	Assembly Bill No. 2816
Assembly Bill No. 524	Assembly Bill No. 2902
Assembly Bill No. 1378	Assembly Bill No. 3549
Assembly Bill No. 1539	Assembly Concurrent Resolution No. 57

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to third reading.

Committee on Education

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 880	Assembly Bill No. 436
Senate Bill No. 1739	Assembly Bill No. 439
Senate Bill No. 1006	Assembly Bill No. 508
Senate Bill No. 1808	Assembly Bill No. 651
Senate Bill No. 2152	Assembly Bill No. 770
Assembly Bill No. 432	Assembly Bill No. 772
Assembly Bill No. 433	Assembly Bill No. 1235
Assembly Bill No. 435	Assembly Bill No. 1239

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 46

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 510

Has had the same under consideration, and reports the same back with the recommendation: Be referred to the Rules Committee to be assigned to the proper interim committee for study.

DONNELLY, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 157

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 2075

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DONNELLY, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 771

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be re-referred to Committee on Judiciary.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 723

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: Your Committee on Local Government, to which were referred:

Senate Bill No. 114

Assembly Bill No. 1883

Assembly Bill No. 1290

Assembly Bill No. 2227

Assembly Bill No. 1882

Assembly Bill No. 2510

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 1232

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Public Health and Safety.

GIBSON, Chairman

Above reported bill re-referred to Committee on Public Health and Safety.

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 17

Senate Bill No. 1666

Senate Bill No. 170

Senate Bill No. 2137

Senate Bill No. 171

Senate Bill No. 2228

Senate Bill No. 760

Assembly Bill No. 567

Senate Bill No. 944

Assembly Bill No. 711

Senate Bill No. 1134

Assembly Bill No. 2229

Senate Bill No. 1477

Assembly Bill No. 3308

Senate Bill No. 1568

Assembly Bill No. 2645

Senate Bill No. 1573

Assembly Bill No. 2646

Senate Bill No. 1575

Assembly Bill No. 3604

Senate Bill No. 1579

Assembly Bill No. 3606

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Senate Bill No. 87

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 678
Senate Bill No. 2326
Assembly Bill No. 202

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 465	Senate Bill No. 1586
Senate Bill No. 491	Assembly Bill No. 1282
Senate Bill No. 933	Assembly Bill No. 2643

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Richards moved that Senate Bill No. 2259 be taken from the inactive file and placed on the second reading file.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT

Senator Richards asked for, and was granted, unanimous consent to take up Senate Bill No. 2259 at this time, for consideration of author's amendments.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2259—An act to amend Section 18355 and add Section 18370 to Article 5, Chapter 4, Part 2, Division 13, Health and Safety Code, relating to plumbing and electrical equipment in trailer coaches.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 15, 1957, strike out "amend Section 18355 and".

Amendment No. 2

On page 1, strike out all of lines 1 to 24, inclusive; and on page 2, strike out all of lines 1 to 5, inclusive.

Amendment No. 3

On page 2, line 10, after "plumbing", insert "heating".

Amendment No. 4

On page 2, line 14, after "plumbing", insert ", heating".

Amendment No. 5

On page 2, line 17, after "ing", insert ", heating".

Amendment No. 6

On page 2, line 28, after "plumbing", insert ", heating".

Amendment No. 7

On page 2, line 30, after "plumbing", insert ", heating".

Amendment No. 8

On page 2, line 32, after "plumbing", insert ", heating".

Amendment No. 9

On page 2, line 8, after "State," strike out "or to use or permit the use of in a"; and in line 9, strike out "trailer park,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

Consideration of Assembly Amendments

Senate Bill No. 1715—An act to add Section 25504.5 to the Business and Professions Code, relating to alcoholic beverages.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 1715?

Amendment No. 1

On page 1 of the printed bill, as amended in Senate March 21, 1957, after line 8, insert

"This section does not constitute a change in, but is declaratory of, the pre-existing law."

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 1715 by the following vote:

AYES—Senators Beard, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Murdy, Richards, Sutton, and Thompson—21.
NOES—None.

Above bill ordered enrolled.

Senate Bill No. 133—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, declaring the urgency of this act, to take effect immediately.

Consideration of Governor's Veto

Governor's message stating his objections read previously.

The question being: Shall Senate Bill No. 133 become a law notwithstanding the objections of the Governor?

The roll was called, and the Senate sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Senators Beard, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Murdy, Richards, Sutton, and Thompson—22.

MOTIONS TO RECONSIDER

Senate Concurrent Resolution No. 70—Relative to the transfer and issuance of on-sale general licenses by the Department of Alcoholic Beverage Control.

Request for Unanimous Consent

Senator Collier asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Senate Concurrent Resolution No. 70 was refused adoption, continued to the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 1069—An act to amend Section 5161 of the Public Utilities Code, relating to household goods carriers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1072—An act to amend Section 5136 of the Public Utilities Code, relating to household goods carriers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2145—An act to amend Sections 1112, 1116, and 1117 and to add Section 1119 to the Agricultural Code, relating to poultry and rabbit meat.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 75—An act to amend Section 830 of the Agricultural Code, relating to fruits, nuts and vegetables.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 16, 1957, line 12, strike out "shall", and insert "may".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1076—An act to amend Section 6404, Public Resources Code, relating to the reservation of mineral rights.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1461—An act to amend Section 12 of the Agricultural Code, relating to agriculture.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1960—An act to add Section 1223.5 to the Government Code, relating to expenses incurred by county officials in attending meetings and conferences pursuant to the call, summons, or subpoena of state officials.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1995—An act relating to the planning, financing, construction and operation of the facilities of the San Luis Project which may be used jointly by the State and the United States, and making an appropriation therefor, and declaring the urgency thereof to take effect immediately.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 10, of the printed bill, as amended in Senate April 19, 1957, strike out "1", and insert "11510".

Amendment No. 2

On page 2, line 23, strike out "paragraph", and insert "subdivision".

Amendment No. 3

On page 3, line 43, strike out "2", and insert "11511".

Amendment No. 4

On page 3, line 47, strike out "2 of this act", and insert "11511".

Amendment No. 5

On page 4, lines 6 and 7, strike out "subsection (f) of Section 2 of this act", and insert "subdivision (f) of Section 11511".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2175—An act to add Sections 335, 336, 337, 338, and 339 to the Water Code, relating to beach erosion.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 20, of the printed bill, after "department", insert "This declaration of policy shall expire June 30, 1967."

Amendment No. 2

On page 2, line 9, after "Finance," insert "and on terms satisfactory to the department".

Amendment No. 3

On page 2, line 9, after "moneys", insert "appropriated for this purpose".

Amendment No. 4

On page 2, line 9, strike out "from the General Fund".

Amendment No. 5

On page 2, line 13, strike out "said fund", and insert "the fund from which the advance was made."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 248—An act to add Chapter 1.5 (comprising Section 328) to Division 3 of the Agricultural Code, relating to the sale of livestock.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 12, 1957, strike out lines 6 to 10, inclusive, and insert

"328. In the absence of any express warranty, the sale of bovine animals for slaughter shall not imply a warranty of fitness for any particular purpose or warranty of merchantable quality, notwithstanding the provisions of subdivisions (1), (2), and (5) of Section 1735 of the Civil Code".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

Senate Bill No. 34—An act to amend Sections 389 and 442 of, and to add Section 389.5 to, the Code of Civil Procedure, relating to parties of civil actions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 25, of the printed bill, as amended in the Senate on April 16, 1957, strike out "claims", and insert "causes of action".

Amendment No. 2

On page 2, line 4, strike out "a", and insert "the".

Amendment No. 3

On page 2, line 4, strike out "to the action", and insert "asserting the cause of action to which he is indispensable".

Amendment No. 4

On page 2, line 6, strike out "claims", and insert "causes of action".

Amendment No. 5

On page 2, line 7 and 8, strike out "claim made in the action", and insert "cause of action asserted".

Amendment No. 6

On page 2, line 11, strike out "a", and insert "the".

Amendment No. 7

On page 2, line 11, strike out "to the action", and insert "asserting the cause of action to which he is conditionally necessary".

Amendment No. 8

On page 2, line 16, strike out "claim made in the action", and insert "cause of action asserted".

Amendment No. 9

On page 2, strike out lines 22 through 24, and insert

"If, after additional parties have been brought in pursuant to this section, the court finds that the trial will be unduly complicated or delayed because of the number of parties or causes of action involved, the court may order separate trials or make such other order as may be just."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 36—An act to amend Section 660 of the Code of Civil Procedure, relating to orders ruling on motions for new trials.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 4, of the printed bill, after "when", insert ", within the applicable 60-day period,".

Amendment No. 2

On page 2, line 5, after "in", insert "either".

Amendment No. 3

On page 2, line 5, after the second "the", insert "temporary or the permanent".

Amendment No. 4

On page 2, line 5, after "minutes", insert ", provided that if the order is first entered in the temporary minutes it is subsequently entered in the permanent minutes not later than five days after the expiration of such 60-day period".

Amendment No. 5

On page 2, line 6, after "Judge", insert ", provided that the order is filed not later than five days after the expiration of such 60-day period".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 237—An act to amend Section 1524 of the Penal Code, relating to grounds for issuing a search warrant.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 12, of the printed bill, strike out "or intends to commit".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 487—An act to amend Sections 3701, 4041, and 5221 of the Public Utilities Code, relating to the keeping of records and filing of reports with the Public Utilities Commission by carriers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1354—An act to amend Section 10401 of the Government Code, relating to the Commission on Uniform State Laws.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2006—An act to repeal Sections 340.2, 340.3, and 355.2 of, to amend Sections 348, 349.9, 355, and 355.1 of, and to add Section 380.52 to, the Agricultural Code, relating to hide and brand inspection.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3101—An act to amend Section 4204 of the Agricultural Code, relating to the marketing of fluid milk and fluid cream.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3102—An act to amend and renumber Section 4364 of, and to add Section 4249 to, the Agricultural Code, relating to the marketing of fluid milk and fluid cream.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2700—An act to amend Section 14906 of, and to repeal Sections 14895, 14896 and 14907 of, the Health and Safety Code, relating to weed abatement.

Bill read second time, and ordered to third reading.

Assembly Bill No. 326—An act to amend Sections 155 and 911.23 of the Agricultural Code, relating to noxious weed seeds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, between lines 35 and 36, of the printed bill, as amended in the Assembly March 15, 1957, insert "Halogeton (Halogeton glomeratus)."

Amendment No. 2

On page 2, between lines 39 and 40, insert "Mediterranean sage (Salvia Aethiops)."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 248—An act to amend Section 1881 of the Code of Civil Procedure and Section 1322 of the Penal Code and to add Section 1882 to the Code of Civil Procedure, relating to the testimonial privilege of married persons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, lines 49 to 51, of the printed bill, as amended in Assembly March 22, 1957, strike out "in an action for damages against another person for adultery committed by either husband or wife with such person or".

Amendment No. 2

On page 2, line 52, strike out the period after "spouse", and insert "or in a proceeding brought under Title 10a of Part 3 of this code or Title 3 of Part 3 of Division 1 of the Civil Code."

Amendment No. 3

On page 3, line 4, strike out "in", and insert "an".

Amendment No. 4

On page 3, line 4, strike out the final "s" on "actions" and the final "s" on "proceedings".

Amendment No. 5

On page 3, line 10, after "sections", insert "266g, 266h, 266i".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Assembly Bill No. 2877—An act to add Section 1444.5 to the Code of Civil Procedure, relating to escheat of funds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, of the printed bill, as amended in Assembly April 5, 1957, strike all of lines 9 and 10, and insert "cree of distribution, which was received or re".

Amendment No. 2

On page 2, line 7, strike out "General Fund", and insert "School Land Fund".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Assembly Constitutional Amendment No. 16—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 14 of Article I thereof, relating to eminent domain.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2 of the printed measure, after line 27, insert

"In any proceeding in eminent domain brought by the State, or a county, or a municipal corporation or any other public agency or corporation empowered to construct and maintain an airport, the State or county or municipal corporation or public agency or corporation may take immediate possession and use of any right of way or lands to be used for airport purposes, required for a public use whether the fee thereof or an easement therefor be sought upon first commencing eminent domain proceedings according to law in a court of competent jurisdiction and thereupon giving such security in the way of money deposited as the court in which such proceedings are pending may direct, and in such amounts as the court may determine to be reasonably adequate to secure to the owner of the property sought to be taken immediate payment of just compensation for such taking and any damage incident thereto, including damages sustained by reason of an adjudication that there is no necessity for taking the property, as soon as the same can be ascertained according to law. The court may, upon motion of any party to said eminent domain proceedings, after such notice to the other parties as the court may prescribe, alter the amount of such security so required in such proceedings."

Amendment read, and adopted.

Resolution ordered printed, and re-referred to Committee on Judiciary.

Assembly Bill No. 1516—An act to repeal Section 1781 of the Labor Code, relating to public works.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1517—An act to amend Section 1775 of the Labor Code, relating to public works.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1518—An act to amend Section 1733 of the Labor Code, relating to public works.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1519—An act to amend Section 1815 of the Labor Code, relating to employment in excess of eight hours per day on public works.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3703—An act to add Section 3212.6 to the Labor Code, relating to workmen's compensation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 849—An act to amend Sections 2650, 2651, 2653, 2654, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, and 2667 of, to add Sections 2658.1, 2658.5, 2660.1 and 2660.5 to, and to repeal Section 2668 of, the Labor Code, relating to manufacturing in homes.

Bill read second time, and ordered to third reading.

MOTION TO BE EXCUSED

At 3.30 p.m., Senator Murdy moved that he be excused to attend an Assembly committee.

Motion carried.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried. Time 3.31 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 664 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Gibson moved that Senate Constitutional Amendment No. 33 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 1667 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Collier moved that Senate Bill No. 1173 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Grunsky moved that Senate Bill No. 403 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 304—An act to amend Section 29145 of the Government Code, relating to transfers or revisions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobby, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2177—An act to amend Section 24070 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobby, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, Miller, Richards, and Thompson—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2142—An act to amend Section 2 of the Water Conservation Act of 1931 (Ch. 1020 of the Stats. of 1931), relating to water conservation districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobby, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Richards, Short, Sutton, and Thompson—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobby, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Richards, Short, Sutton, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2313—An act to amend Section 868 of the Fish and Game Code, relating to nets.

Bill read third time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 18, 1957, after "Code," insert "and Section 8623 of the Fish and Game Code as proposed by Assembly Bill No. 616,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 13, insert
"Sec. 2. Section 8623 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

8623. It is unlawful to use any purse seine or round haul net to take yellowtail, barracuda, or white sea bass. It is unlawful to possess any yellowtail, barracuda, or white sea bass, except those taken south of the international boundary between the United States and Mexico, and imported into the State under regulations of the commission as provided in Section 2362, on any boat carrying or using any purse seine or round haul net [other than a bona fide] including, but not limited to, a bait net as described in Section 8780.

Gill nets with meshes of a minimum length of 3½ inches may be used to take yellowtail, barracuda, and white sea bass.

SEC. 3. Section 2 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Section 868 of the Fish and Game Code adopted in 1933 is repealed."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 829—An act to add Section 170.6 to the Code of Civil Procedure, relating to disqualification of judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Breed, Brown, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, and Thompson—29.

NOES—Senators Beard and Christensen—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2325—An act to amend Section 139 of the Civil Code, relating to divorce and separate maintenance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary Jack W. Bybee at the Desk

Senate Bill No. 173—An act to add Section 7124.1 to the Business and Professions Code, relating to contractors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Short, Sutton, and Thompson—32.

NOES—Senators Beard, John F. McCarthy, and Richards—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1263—An act to add Section 7113.1 to the Business and Professions Code, relating to contractors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Sutton, and Williams—29.
NOES—Senators Beard, John F. McCarthy, and Richards—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1672—An act to amend Section 6854 of the Business and Professions Code, relating to collection agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrle, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dilwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 103

Relative to Firemen's Memorial Day

WHEREAS, There are few callings which more directly contribute to the health and welfare of the citizens of this State than that followed by firemen in protecting our lives and property; and

WHEREAS, Many devote not only their unselfish effort and undying loyalty to this cause but also were called upon in the line of duty to make the supreme sacrifice for the benefit of the citizens of their community; and

WHEREAS, It is only fitting that a special commemorative day be set aside to honor those who have given their all, and also to be a day on which the citizens of this State show their sincere respect and appreciation for the work presently being done on their behalf by the firemen in this State; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate of the State of California joins the citizens of this State in expressing their heartfelt gratitude to the firemen of this State for their unceasing efforts and especially to commemorate those who have lost their lives in the line of duty and respectfully request the Governor to proclaim May 4th "Firemen's Memorial Day" throughout the State of California; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to the Governor of the State of California.

Resolution read, and unanimously adopted on motion of Senator Gibson.

Senate Concurrent Resolution No. 95—Relative to leaves of absence of the Governor, Lieutenant Governor, Secretary of State, Attorney General, Controller, Treasurer, Superintendent of Public Instruction, members of the Board of Equalization, and the Members of the Senate and Assembly.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Regan, Richards, Short, Sutton, Thompson, and Williams—29.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Joint Resolution No. 27—Relative to issuance of a centennial stamp in commemoration of discovery of the Coosstock Lode.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—39.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Joint Resolution No. 28—Relative to the withdrawal of public lands for defense purposes.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—39.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 3533—An act to amend Sections 811, 828.55, and 829.3 of, and to add Section 811.1 to, the Agricultural Code, relating to fruits and vegetables, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Dilworth.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Motion to Retain Place on File

Senator Desmond moved that Assembly Bill No. 1935 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 769—An act to amend Section 18923 of the Education Code, relating to the purchase of newspapers, magazines and other periodicals by school districts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Echart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Murdy, Richards, Short, and Thompson—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1536—An act to amend Sections 55104, 55150, 55152, and 55180 of the Water Code, relating to county waterworks districts.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murex, Richards, Short, Sutton, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 29—An act to amend Sections 2300 and 2309 of, and to add Section 2917 to, the Welfare and Institutions Code, relating to aged persons.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Short, Sutton, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1565—An act to add Section 2142.6 to the Welfare and Institutions Code, relating to aid to aged persons.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1124—An act to amend Sections 914.9 and 917.2 of the Agricultural Code, relating to treated grain or other crop seeds.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1467—An act to amend Section 24878 of, and to add Section 25503.1 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3122—An act to amend Section 16551 of the Government Code, relating to the security for deposits of state funds.

Bill read third time, and presented by Senator McBride.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3123—An act to amend Section 53672 of, and to add Section 53673.5 to, the Government Code, relating to the security for deposits of public funds.

Bill read third time, and presented by Senator McBride.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3029—An act to amend Section 21378 of the Water Code, relating to irrigation districts.

Bill read third time, and presented by Senator Beard.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Sutton, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3030—An act to amend Sections 21121, 21122, 21582, 21605, 21606, 21607 and 21608 of the Water Code, relating to irrigation districts.

Bill read third time, and presented by Senator Beard.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cohey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Richards, Sutton, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 474—An act to amend Section 823 of the Corporations Code, relating to loans and guarantees.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cohey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 507—An act to amend Section 3138.5 of the Financial Code, relating to the liability of stockholders of trust companies which are not commercial or savings banks.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Cohey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Assembly Bill No. 937—An act to amend Section 1335 of and to add Section 1360.1 to the Financial Code, relating to investments by nondepartmental banks and by savings banks.

Bill read third time, and presented by Senator Hollister.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Cohey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2329—An act to amend Section 4351 of the Agricultural Code, relating to the establishment of minimum wholesale and minimum retail prices for fluid milk.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2005—An act to amend Section 339.1 of the Agricultural Code, relating to applications for recording cattle brands.

Bill read third time, and presented by Senator Sutton.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4.56 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Assembly Bill No. 186—An act to amend Section 1205 of the Agricultural Code and Section 12601 of the Corporations Code, relating to officers of cooperative corporations.

Bill read third time, and presented by Senator Dorsey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1849—An act to amend Sections 13805 and 14508 of the Revenue and Taxation Code, relating to inheritance taxation.

Bill read third time, and presented by Senator Murdy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1851—An act to amend Sections 13842, 14142, 14506, 15204, 15442, 15801, 16101 and 16102 of, and to add Sections 13557 and 15807 to, and Article 2.5 (commencing with Section 16071) to Chapter 8.5, Part 9 of Division 2 of, and to amend and renumber the

heading of Chapter 8 commencing with Section 16051. Part 9, Division 2 of, the Revenue and Taxation Code, relating to inheritance and gift taxes.

Bill read third time, and presented by Senator Murdy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cohey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Sutton, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2156—An act to amend Section 202 of the Revenue and Taxation Code, relating to the exemption from taxation of property under Section 1 of Article XIII of the Constitution.

Bill read third time, and presented by Senator Erhart.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cohey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3294—An act to amend Section 1060 of the Revenue and Taxation Code, relating to property taxation.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cohey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 127—Relative to congratulating Flora Gilliam.

Resolution read, and presented by Senator Breed.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cohey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Douse, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 128—Relative to the passing of Rudy Hickey.

Resolution read, and presented by Senator Desmond.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 488—An act to amend Section 704 of the Public Utilities Code, relating to the transaction of public utility business by foreign corporations.

Bill read third time, and presented by Senator Erhart.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Hollister, Ed. C. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 125—Relative to Independence Day of the Republic of Mexico.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

Motion to Be Excused

At 4.30 p.m. Senator Kraft moved that he be excused to attend an Assembly committee.

Motion carried.

Assembly Bill No. 727—An act to amend Section 1132 of the Unemployment Insurance Code, relating to notices of assessment.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator McBride Presiding

At 5.15 p.m., Senator James J. McBride of the Thirty-third District, presiding.

Assembly Bill No. 1480—An act to amend Section 253 of the Vehicle Code, relating to the minimum age for issuance of instruction permits.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2109—An act to amend Section 529 of the Vehicle Code, relating to traffic laws.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2112—An act to amend Section 596.4 of the Vehicle Code, relating to interference with driver of vehicle.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2114—An act to amend Section 243 of the Vehicle Code, relating to the transfer of vehicles being wrecked or dismantled.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1525—An act to add Section 140.4 to the Vehicle Code, relating to special permits for vehicles used in disaster relief work.

Bill read third time, and presented by Senator Arnold.

The roll was called and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey,

Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1484—An act to amend Section 476 of the Vehicle Code, relating to traffic signals.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Abshire, Berry, Burns, Busch, Christensen, Coombs, Dolwig, Erhart, and Murdy—9.

NOES—Senators Arnold, Beard, Cobey, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, Robert I. McCarthy, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—22.

Motion to Reconsider

Senator Robert I. McCarthy moved to reconsider the vote whereby Assembly Bill No. 1484 was refused passage.

Postponement of Reconsideration

On motion of Senator Robert I. McCarthy, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 1484 was refused passage, was continued until the next legislative day.

Assembly Bill No. 840—An act to add Section 84 to the Streets and Highways Code, relating to state highways.

Bill read third time, and presented by Senator Hollister.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 989—An act to add Section 951.1 to the Probate Code, relating to payment of funeral expenses and expenses of last illness.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3181—An act to add Section 25828 to the Government Code, relating to the powers of counties.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

President of the Senate Presiding

At 5.40 p.m., Hon. Harold J. Poyers, President of the Senate, presiding.

Assembly Bill No. 3973—An act to amend Section 23600 of the Government Code, relating to county seats.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 398—An act to amend Sections 1601, 4668, and 7431.2 of the Education Code, relating to school districts, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Dilworth.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Robert I. McCarthy:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 6300.5 to the Corporations Code, relating to service of process on out-of-state publishers in defamation actions.

Respectfully submitted.

SENATOR ROBERT I. MCCARTHY

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 23, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested and that the bill be referred to Committee on Judiciary.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 2663: By Senator Robert I. McCarthy—An act to add Section 6300.5 to the Corporations Code, relating to service of process on out-of-state publishers in defamation actions.

Referred to Committee on Judiciary.

Senate Constitutional Amendment No. 38: By Senators Burns, John F. McCarthy, Cunningham, Miller, Brown, and Collier—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 2, 15, 16, 18, 22 (as amended by Assembly Constitutional Amendment No. 58 of the 1951 Regular Session), and 37, and by repealing Sections 22 (as amended by Senate Constitutional Amendment No. 28 of the 1951 Regular Session), 23, 23b, and 28 of Article IV thereof, relating to the legislative department of the State Government.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 101: By Senator Byrne—Relative to approving amendment to the charter of the City of Chico, County of Butte, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on the eighth day of April, 1957.

Request for Unanimous Consent

Senator Byrne asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 101, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 101

Senate Concurrent Resolution No. 101—Relative to approving amendment to the charter of the City of Chico, County of Butte, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on the eighth day of April, 1957.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were introduced, and read:

Senate Concurrent Resolution No. 102: By Senator Short—Relative to psychiatric technician personnel.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 103: By Senator Williams—Relative to Clay Carr, international all-around champion cowboy.

Request for Unanimous Consent

Senator Williams asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 103, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 103

Senate Concurrent Resolution No. 103—Relative to Clay Carr, international all-around champion cowboy.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were introduced and read:

Senate Joint Resolution No. 30: By Senator Collier—Relative to the Federal Budget.

Referred to Committee on Rules.

Senate Joint Resolution No. 31: By Senators Erhart, Thompson, Richards, Robert I. McCarthy, Christensen, Kraft, Desmond, Byrne, Dorsey, Brown, McBride, and Burns—Relative to residence housing at state colleges.

Referred to Committee on Rules.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 5.50 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

RESOLUTIONS

The following resolution was offered:

By Senator Grunsky:

Senate Resolution No. 107

Relative to the creation of the Senate Interim Judiciary Committee

Resolved by the Senate of the State of California, As follows:

1. The Senate Interim Judiciary Committee is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the judicial system of the State and the administration of justice therein, including but not limited to:

(a) The organization, composition, structure, jurisdiction, and administration of the courts of this State;

(b) The method of selection, compensation, and retirement of judicial officers and attaches;

(c) The procedures, process, and rules of the courts, statutory and otherwise, with particular attention to pretrial conferences, depositions, and discovery;

(d) All provisions of law relating to civil actions and remedies, with particular attention to the doctrines of comparative negligence and contribution among joint tortfeasors;

(e) Reports of the California Law Revision Commission and the substance of all matters referred to said commission by the Legislature for study;

(f) The substance of all bills, resolutions, and constitutional amendments referred to the committee for study and investigation by the Committee on Rules;

(g) Reports of the Commission on Uniform State Laws and the substance of matters therein contained;

(h) Condemnation and eminent domain proceedings by state departments, boards, and agencies and other public agencies;

(i) All subjects that are included in, or that properly may be included in the Civil Code, Code of Civil Procedure, Corporations Code except the Corporate Securities Act, Penal Code and subjects of a penal nature not closely related to a subject in some other code;

Including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Senate, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Senate appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the adjournment of the 1959 Regular Session, with authority to file its final report not later than the last legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To employ an adequate staff, and to contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To travel, or appoint a subcommittee or employee to travel, within or outside this State and the United States in pursuing the investigation committed to it.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of _____ dollars (\$_____) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

LETTER OF TRANSMITTAL

JOINT LEGISLATIVE COMMITTEE ON
AGRICULTURAL AND LIVESTOCK PROBLEMS
SENATE, CALIFORNIA LEGISLATURE, April 23, 1957

*To the President of the Senate, the Speaker of the Assembly
and Other Members of the Senate and Assembly*

The Joint Legislative Committee on Agricultural and Livestock Problems, initially created by Senate Concurrent Resolution No. 51 (Res. Ch. 141), Regular Session of 1945, reconstituted at succeeding regular sessions and presently functioning pursuant to the provisions of Senate Concurrent Resolution No. 85 (Res. Ch. 250), Regular Session of 1955, submits a partial report in five parts as follows:

- Part I. Proposed Amendments to the Produce Dealers and Processors Acts
- Part II. Proposed Amendments to the Foreign Cold Storage Meat Act
- Part III. Proposals Relating to Injurious Materials and License Fees for Commercial Pest Control Operators
- Part IV. Proposed Extension of the Federal-State Market News Service
- Part V. Meat Statistics

The observations and recommendations made in the various sections of this report are based on testimony presented to the committee at a series of meetings held in several parts of the State during the 1955-57 interim period.

It is indeed encouraging to note that through the use of the interim committee study approach to our perplexing and complicated farm problems, differences of opinion heretofore irreconcilable have been resolved and legislation proposed by the committee for introduction at this session of the legislature, even though in several instances substantive in nature, has the complete support of all interested parties.

Respectfully submitted,

PAUL L. BYRNE, Chairman
F. PRESLEY ABSHIRE
EARL D. DESMOND
A. A. ERHART
LLOYD W. LOWREY
CLAYTON A. DILLS
H. W. KELLY

JAMES A. COBEY
NELSON S. DILWORTH
JOHN A. MURDY, JR.
THOMAS M. ERWIN
WILLIAM W. HANSEN
RICHARD H. MCCOLLISTER

Letter of transmittal ordered printed in the Journal.

Report ordered printed in the Appendix to the Journal.

Motion to Print Report

Senator Byrne moved that 250 additional copies of the report submitted by the Joint Legislative Committee on Agricultural and Livestock Problems, be printed for distribution.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 993

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 993

Senator Richards moved that Senate Bill No. 993 be amended and referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 993—An act to amend and renumber Section 2160.4 of the Welfare and Institutions Code, relating to the eligibility of aliens for aged aid.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "2160.4 of", and insert "2160 of, and to repeal Section 2160.4, as added by Chapter 1926 of the Statutes of 1955, of,".

Amendment No. 2

In line 2 of the title, strike out "of aliens".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 to 18, inclusive, and insert

"SECTION 1. Section 2160 of the Welfare and Institutions Code is amended to read:

2160. Aid shall be granted under this chapter to any person who comes within all of the following descriptions:

(a) Who has attained the age of 65 years; provided, that if, when and during such time as the Federal Government shall provide or make available to this State grants-in-aid to persons who have attained the age of 60 years, the age contained in this subdivision shall be reduced to 60 years and persons who have attained the age of 60 years and who come within all of the descriptions hereinafter contained shall be eligible for aid under this chapter;

[(b) Who is a citizen of the United States;]

[(b) [(c)] Who possesses either of the following residence qualifications:

(1) Who resides in the State and has so resided continuously for at least 15 years immediately preceding the date of application, but continuous residence in the State shall not be deemed to have been interrupted by any period of absence therefrom if the total of such periods does not exceed three years; or who has so resided for a period of 40 years at least five of which have immediately preceded this application;

(2) During such time as grants-in-aid are provided by the United States Government for such aid in this State and accepted by this State, however, aid may be granted under this chapter to any person who resides in the State and has so resided continuously for at least one year immediately preceding the date of application and for at least five years within the nine years immediately preceding the date of application;

[(c) [(d)] Who resides in the county in which the application is made and has so resided continuously for at least one year immediately preceding the date of application; any person otherwise qualified who has resided in the State for the required period and who has no county residence may file his application in the county in which he resides, and the aid, if granted to him, shall be paid entirely by the State until the first day of the first month beginning after the date upon which he gains such county residence, unless the day upon which he gains county residence is the first day of the month in which event the county shall assume its share of the costs thereon;

[(d) [(e)] Who is not cared for under a contract for a period of time exceeding one month; provided, however, that during such times as the federal statutes or rules and regulations of the Federal Security Agency provided for federal sharing, all persons cared for under such a contract may be granted assistance for their personal and incidental expenses not to exceed ten dollars (\$10) per month if the contract

does not specifically provide for this need; provided further, that during such time as the additional federal funds made available for that purpose by federal legislation enacted in 1952 remain available, all persons cared for under a contract mentioned in the last preceding clause of this subdivision may be granted assistance for their personal and incidental expenses not to exceed fifteen dollars (\$15) per month in lieu of the ten dollar (\$10) grant authorized by said last preceding clause, if the contract does not specifically provide for this need.

(e) [f] Who is not receiving adequate support from a husband or wife, or child able and responsible under the laws of this State to furnish such support; free board and lodging supplied to an applicant, because of his necessity, by a friend or relative who is not responsible for his support, shall not be grounds for refusing aid;

(f) [g] Who has not made any voluntary assignment or transfer of property for the purpose of qualifying for such aid.

(g) [h] Who is not a patient in a public institution for tuberculosis or mental disease.

(h) [i] Who is not a patient in a public medical institution as the result of a diagnosis as having tuberculosis or psychosis.

(i) [j] Who is not an inmate of a public institution of a custodial (nonmedical), penal or correctional character.

(j) [k] Who is not an inmate of a federal medical institution."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred: Senate Bill No. 2353

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 2353

Senator Richards moved that Senate Bill No. 2353 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2353—An act to add Part 4.5 (commencing with Section 1410) to Division 2 of the Labor Code, relating to prevention and elimination of practices of discrimination in employment and otherwise against persons because of race, religious creed, color, national origin, or ancestry, creating a State Commission on Fair Employment Practices, defining its functions, powers and duties, providing for the appointment and compensation of its officers and employees.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 3, lines 6 and 7, of the printed bill, as amended in Senate April 9, 1957, strike out "ten thousand five hundred dollars (\$10,500)", and insert "thirteen thousand five hundred dollars (\$13,500)".

Amendment No. 2

On page 5, strike out line 4.

Amendment No. 3

On page 5, line 5, strike out "1421".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, SACRAMENTO, April 18, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:

Senate Bill No. 1955

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 1955

Senator Short moved that Senate Bill No. 1955 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1955—An act to amend Section 23 of the Labor Code, relating to labor and employment relations.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "23", and insert "1394".

Amendment No. 2

On page 1, strike out lines 1 to 7, inclusive, and insert

"SECTION 1. Section 1394 of the Labor Code is amended to read:

1394. Nothing in this article or Article 2 of Chapter 2 of this part shall prohibit or prevent:

(a) The employment of minors 16 years of age or over in agricultural, horticultural, viticultural, or domestic labor for more than eight hours in one day or more than 48 hours in one week.

(b) The employment of any minor at agricultural, horticultural, viticultural, or domestic labor during the time the public schools are not in session, or during other than school hours, when the work performed is for or under the control of his parent or guardian and is performed upon or in connection with premises owned, operated or controlled by the parent or guardian; but nothing herein shall permit children under school age to work at such occupations, while the public schools are in session.

(c) *The employment of any minor by engineers engaged in survey work as part of a survey crew in the field.*"

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 1744

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 1744

Senator Miller moved that Senate Bill No. 1744 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1744—An act to amend Section 3047 of the Business and Professions Code, relating to optometry.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "3047 of", and insert "3044 of, and to repeal Section 3092 of,".

Amendment No. 2

On page 1, line 1, strike out "3047", and insert "3044".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 3 to 15, inclusive, and insert
 "3044. Any person over the age of 21 years desiring to engage in the practice of optometry in this State may file an application for examination before the board. The application shall be accompanied by evidence satisfactory to the board that the applicant is of good moral character and by the fee required by this chapter and shall be filed with the [secretary] board at least 30 days prior to the day of any meeting at which an examination is to be held.

A cause which would be grounds for the suspension or revocation of the certificate of registration of the holder of a certificate of registration may be grounds for the denial of an application for examination before the board. The proceedings under this section shall be in accordance with Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

SEC. 2. Section 3092 of said code is repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1211

Senate Bill No. 1221

Assembly Bill No. 2601

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 1211

Senator Miller moved that Senate Bill No. 1211 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1211—An act to add Section 13390.5 to the Government Code, relating to state purchases.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, after line 11, insert
“(c) Such agricultural surpluses as may be available to the State or its agencies by any governmental agency.”

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 1221

Senator Miller moved that Senate Bill No. 1221 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1221—An act to repeal Section 14426 of the Education Code, and to add Sections 14315 and 14426 to said code, relating to State Teachers' Retirement System.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after “Code”, insert “and Section 20134 of the Government Code”.

Amendment No. 2

In line 2 of the title, strike out “said code”, and insert “the Education Code and Sections 20108, 20233, and 21211 to the Government Code”.

Amendment No. 3

In line 2 of the title, before “State”, insert “the”; and in line 3 of the title, strike out the period, and insert “and the State Employees' Retirement System”.

Amendment No. 4

On page 1, after line 14, insert

“SEC. 4. Section 20108 is added to the Government Code, to read:

20108. All meetings, regular and special, of the board shall be open to the public at all times.

SEC. 5. Section 20134 of said code is repealed.

SEC. 6. Section 20233 is added to said code, to read:

20233. All records of the board shall be open to inspection by the public during regular office hours except as set forth in Section 21211 of this code.

SEC. 7. Section 21211 is added to said code, to read:

21211. The name of the person designated as beneficiary, other than the member, is confidential and shall be maintained in a separate file. The file shall not be open to inspection by anyone except the retirement board, its officers and employees whose necessary duties include access to the file, and any person authorized by the Legislature to make inspections.”

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 2601

Senator Desmond moved that Assembly Bill No. 2601 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2601—An act to amend Sections 31652.1 and 31700 of the Government Code, relating to retirement of employees.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Assembly April 10, 1957, strike out "Sections 31652.1 and 31700", and insert "Section 31652.1".

Amendment No. 2

On page 1, strike out lines 15 to 22, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 1258

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 1258

Senator Cobey moved that Senate Bill No. 1258 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1258—An act to amend Sections 142 and 168 of the Vehicle Code, relating to the registration of cotton trailers.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 4, line 33 of the printed bill, as amended in the Senate April 9, 1957, after "\$10", strike out the period, and insert "and the photograph provisions are waived."

Amendment No. 2

On page 4, strike out all of line 34.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Constitutional Amendment No. 26

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE CONSTITUTIONAL AMENDMENT NO. 26

Senator Coombs moved that Senate Constitutional Amendment No. 26 be amended and re-referred to Committee on Revenue and Taxation.
Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 $\frac{1}{4}$ of Article XIII thereof, relating to exemption on account of military service.

Resolution read.

Motion to Amend

Senator Coombs moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed measure, as amended in Senate April 10, 1957, after "duty", insert "or at the time of adoption of the amendment of this section at the 1958 General Election".

Amendment read, and adopted.

Resolution ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 1005

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 1005

Senator Brown moved that Senate Bill No. 1005 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1005—An act to add Chapter 4 (commencing with Section 17200) to Part 2, Division 7 of the Business and Professions Code, relating to gift enterprises.

Bill read second time.

Motion to Amend

Senator Brown moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 22, of the printed bill, as amended in Senate April 12, 1957, after the period, insert "The provisions of this section shall not apply to any coupon, ticket, certificate, cards or other similar devices used by a manufacturer or packer, or their agents, for any goods, wares or merchandise, free of charge, or for a handling and mailing charge not exceeding fifty cents (\$0.50) for any product of said manufacturer or packer, free of charge or at less than the retail price thereof."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 807

Assembly Bill No. 3881

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 807

Senator Regan moved that Senate Bill No. 807 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 807—An act to amend Section 34004 of the Government Code, relating to cities.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out the balance of the bill, and insert "34004. Where any duty is imposed upon a municipal officer by any law of this State or any rule or regulation adopted under the authority of any such law the governing body of a city may, by ordinance, impose such duty or a portion thereof upon such other officer of such city as is charged under the charter of that city, or by applicable general law with the performance of duties of the same character in that city. A copy of any such ordinance as adopted shall be filed with the state officer or agency which has charge of the matter to which such duty pertains."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 3881

Senator Gibson moved that Assembly Bill No. 3881 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 3881—An act to add Section 19828 to the Health and Safety Code, relating to contractors.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Assembly March 21, 1957, after "applicant", insert ", unless specifically exempt under Chapter 9 (commencing with Section 7000) of Division 3 of the Business and Professions Code,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Joint Resolution No. 16

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE JOINT RESOLUTION NO. 16

Senator Short moved that Senate Joint Resolution No. 16 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Joint Resolution No. 16—Relative to the extension of the Folsom South Canal within the County of San Joaquin, State of California.

Resolution read.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed measure, strike out "County of San Joaquin", and insert "Counties of Sacramento and San Joaquin".

Amendment No. 2

On page 1, strike out line 1, and insert

"WHEREAS, The expanding economy of Sacramento and San Joaquin Counties requires that supplemental supplies of water be delivered into said counties; and

WHEREAS, Many public agencies of the two counties, including Galt Irrigation District, North San Joaquin Water Conservation District, Stockton East San Joaquin Water Conservation District, Clay Water District, Elk Grove Irrigation District, Woodbridge Water Users Conservation District, Sacramento County Water Agency, and San Joaquin County Flood Control and Water Conservation District, have shown grave concern as to their need for such supplemental water supplies by making applications for water to appropriate state and federal agencies, and otherwise; and

WHEREAS, Said public agencies have an ultimate need for not less than 800,000 acre-feet of supplemental water for use of the lands and the inhabitants thereof within their boundaries; and

WHEREAS, The United States Government has constructed Folsom Dam and Reservoir and Nimbus Dam Reservoir which can provide needed supplemental supplies in the two counties and the Honorable John J. McFall and the Honorable John E. Moss have introduced bills, H. R. 4580 and H. R. 4584 in the Eighty-fifth Congress, First Session, to authorize construction of the Folsom South Canal to serve the lands of said public agencies; and

WHEREAS, Construction of Nashville Reservoir on the Cosumnes River would augment needed water supplies in the irrigable areas of Sacramento and San Joaquin Counties as well as control damaging flood waters which now waste into San Francisco Bay; and

WHEREAS, The construction and operation of Nashville Reservoir and the operation of said Folsom Dam and Reservoir as a multiple-purpose project to provide said supplemental water supplies to said two counties will be consistent and compatible with its operation for protection against ravaging floods of lands and improvements along the American and Sacramento Rivers and the Sacramento-San Joaquin Delta; now, therefore, be it

Resolved by the Senate and the Assembly of the State of California, That the State of California endorses H. R. 4580 and H. R. 4584 and memorializes the Congress of the United States to enact them into law and thereafter to construct and operate said Folsom-South Canal substantially in accordance therewith; and be it further

Resolved, That the State of California urges the United States Department of the Interior to complete as soon as practicable the studies now in progress regarding the proposed Nashville Reservoir; and be it further

Resolved, That the Secretary of the Senate be directed to transmit a copy of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States."

Amendment No. 3

On page 1, strike out lines 2 to 29, inclusive; and strike out page 2.

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 2315

Senate Bill No. 1397

Senate Bill No. 1279

Senate Bill No. 1281

Senate Bill No. 1284

Senate Bill No. 1287

Senate Bill No. 1291

Senate Bill No. 1293

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 2315

Senator Murdy moved that Senate Bill No. 2315 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2315—An act to amend Section 1300.19 of the Agricultural Code, relating to the administration and enforcement of marketing orders and marketing agreements.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 1, of the printed bill, after "person", insert "knowingly".

Amendment No. 2

On page 2, line 4, strike out "and any other person knowingly par-".

Amendment No. 3

On page 2, strike out lines 5 to 7, inclusive.

Amendment No. 4

On page 2, line 8, strike out "market value of such excess which forfeiture shall", and insert "shall forfeit to the State of California a sum equal to the current market value of such excess (or three times such amount, in the discretion of the court) which forfeiture may".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1397

Senator Robert I. McCarthy moved that Senate Bill No. 1397 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1397—An act to add Chapter 3e to Title 14 of Part 4 of Division 3 of the Civil Code, relating to liens of persons who advance money on the security of raw materials, parts, goods in process of manufacture and finished goods, and to amend Section 3017 of the Civil Code, relating to assignment of accounts receivable.

Bill read second time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 4, line 7, of the printed bill, after "account", insert "or accounts".

Amendment No. 2

On page 4, line 11, after "account", insert "or accounts".

Amendment No. 3

On page 4, line 18, after "account", insert "or accounts".

Amendment No. 4

On page 4, line 19, after "account", insert "or accounts".

Amendment No. 5

On page 4, line 21, after "accounts", insert ", or a further notice or affidavit filed prior to the expiration of such notice of assignment."

Amendment No. 6

On page 4, line 21, strike out the period, and insert ", regardless of whether the assignment of such account or accounts to such other assignee is prior or subsequent to the written statement provided for in Section 3031 or the filing of the notice provided for in Section 3033, or any assignment of such account or accounts to the lender."

Amendment No. 7

On page 3, lines 27 and 28, strike out "Such notice may be filed at any time after the making of the agreement and upon", and insert "Upon".

Amendment No. 8

On page 3, line 38, after the period, insert "Where warehouse receipts, bills of lading or other documents of title procured by the borrower in substitution for any merchandise subject to such lien are transferred for new value (as defined in Section 3013 of the Civil Code) to a transferee without actual knowledge of such lien, such lien shall be subordinate to the rights of such transferee."

Amendment No. 9

On page 4, line 31, strike out "davit.", and insert "davit, with the same priorities that existed prior to such filing."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1279

Senator Dolwig moved that Senate Bill No. 1279 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1279—An act to amend Section 682.1 of the Code of Civil Procedure, relating to the writ of execution.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendment :

Amendment No. 1

On page 2 of the printed bill, as amended in Senate April 15, 1957, strike out lines 32 to 36, inclusive.

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1281

Senator Dolwig moved that Senate Bill No. 1281 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1281—An act to add Section 562 to the Code of Civil Procedure, relating to release of attachments.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 26, of the printed bill, as amended in Senate April 15, 1957, strike out "or, if".

Amendment No. 2

On page 2, strike out line 1; and in line 2, strike out "if no certificate thereof has been issued by the clerk".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1284

Senator Dolwig moved that Senate Bill No. 1284 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1284—An act to amend Section 540 of the Code of Civil Procedure, relating to the justification of defendants sureties.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "the justification of defendants sureties", and insert "attachment".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 540 of the Code of Civil Procedure is amended to read:

540. The writ must be directed to the sheriff, or a constable, or marshal of any county in which property of such defendant may be, and must require him to attach and safely keep all the property of such defendant within his county not

exempt from execution, specifically excluding one-half of the earnings of such defendant received for his personal services rendered at any time within 30 days next preceding the levy of attachment, or so much [thereof] of the property of such defendant as may be sufficient to satisfy the plaintiff's demand against such defendant, the amount of which must be stated in conformity with the complaint, unless such defendant give him security by the undertaking of at least two sufficient sureties, which must first be approved by a judge of the court issuing the writ, or if said writ of attachment is issued to another county then by a judge of a court, having jurisdiction in cases involving the amount specified in the writ, in the county where the levy shall have been, or is about to be, made, or deposit a sum of money with the sheriff, constable, or marshal in an amount sufficient to satisfy such demand against such defendant, besides costs, or in an amount equal to the value of the property of such defendant which has been or is about to be attached, in which case to take such undertaking or sum of money in lieu of the property which has been or is about to be attached; provided, however, that whenever a levy shall be made upon personal property, other than money, belonging to a going concern, and no undertaking is given as herein provided, then the officer making the levy must, if the defendant consents, place a keeper in charge of said attached property, at plaintiff's expense, for at least two days, and said keeper's fees must be prepaid by the attaching creditor. After the expiration of said two days, the sheriff, constable, or marshal shall take said property into his immediate custody, unless other disposition is made by the court or the parties to the action.

In the event that the action is against more than one defendant, any defendant whose property has been or is about to be attached in the action may give the sheriff, constable or marshal such undertaking which must first be approved by the judge as hereinabove provided, or deposit such sum of money, and the sheriff, constable, or marshal shall take the same in lieu of such property. Such undertaking, or the deposit of such sum of money, shall not subject such defendant to, or make him answerable for, any demand against any other defendant, nor shall the sheriff, constable, or marshal thereby be prevented from attaching or be obliged to release from attachment, any property of any other defendant; provided, however, that such defendant, at the time of giving such undertaking to, or depositing such sum of money with the sheriff, constable, or marshal shall file with the sheriff, constable, or marshal a statement, duly verified by his oath, wherein such defendant shall state the character of his title to the attached property and the manner in which he acquired such title, and aver and declare that the other defendant or defendants, in the action in which said undertaking was given or such sum of money was deposited, has or have not any interest or claim of any nature whatsoever in or to said property.

Several writs may be issued upon the same affidavit and undertaking within 60 days after the filing of the affidavit and undertaking, to the sheriffs, constables, or marshals of any county or counties."

Amendment No. 3

On page 1, strike out lines 2 to 29, inclusive; and strike out page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1287

Senator Dolwig moved that Senate Bill No. 1287 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1287—An act to amend Section 542 of the Code of Civil Procedure, relating to the manner in which property is attached.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendment:

Amendment No. 1

On page 5, line 4, of the printed bill, strike out "or execution".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1291

Senator Dolwig moved that Senate Bill No. 1291 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1291—An act to amend Section 4004 of the Penal Code, relating to release of inmates of county jail.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "or a warrant of arrest".

Amendment No. 2

On page 1, line 9, strike out "court", and insert "superior court or an inferior court, as the case may be".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1293

Senator Dolwig moved that Senate Bill No. 1293 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1293—An act to amend Sections 606 and 4600 of the Penal Code, relating to destruction or injury of place of confinement.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "the", and insert "any city, city and county or county".

Amendment No. 2

On page 1, line 16, strike out "the prison", and insert "any city, city and county or county jail".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

ADJOURNMENT

At 5.59 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, April 24, 1957, out of respect to the memory of the late Rudy Hickey.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-THIRD LEGISLATIVE DAY

SEVENTY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, April 24, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

Lord, God, we pray Thee that the temporal and spiritual wellbeing of our great State may be continuously sustained and furthered by the work of these, our State Senators. Give them, we beseech Thee, O divine Master, the strength to carry the burden of their tasks in a manner pleasing unto Thee and our fellow citizens. Take from them, the indolence and vanity—the selfishness and thoughtlessness that might bring them into ill favor with their fellow men. Imbue them with that righteousness without which there can be no peace—that love without which there can be no harmony—that brotherhood without which there can be no agreement. May Thy spirit, Lord, ever be with them to broaden and deepen their lives and may the sense of Thy nearness put to flight the petty cares and fears that so often consume the joys and nobleness of life. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Hollister, on motion of Senator Burns, due to legislative business.

MOTION TO EXCUSE

At 3.05 p.m. Senator Thompson moved that he be excused to attend an Assembly committee.

Motion carried.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Laverne Hermle and Mrs. James Long of Zamora.

On request of Senators Richards and Dorsey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. E. B. Hershberger and Mrs. Karen M. Williamson of Los Angeles.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Major G. F. Bauman, U. S. M. C., of Naval Amphibious Base, Coronado.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to instructor Mrs. Ruth Dolson and the following members of the citizenship training class of the Adult Education Department of the Modesto City Schools: Mrs. Pearl Banta, Mrs. Lieselotte Bernet, Mrs. Anna Boodrookas, Aroldo Chiesa, Mrs. Anna Caputi, Eva Castaneda, Mrs. Ralph Carylton, Mrs. Shirley Haller, Mrs. Iva Fairbanks, Mr. Iva Fairbanks, Mrs. Alice Hibma, Miss Herta Huemefeld, Mrs. Esther Isaac, Mrs. Concepcion Jara, Alex Klabanos, Mrs. Anna Kostinow, Yoshio Kikushima, Elefterios Lagouvardos, Mrs. Emilia Louis, Mrs. Balbina Luiz, Mrs. H. Masaoka, Mrs. Helen Margarite, Miss Josephina Moreno, Mrs. Y. Nakagawa, Mrs. Wally Pfeiffer, Mrs. Thehna Mazores, Miss Ruth Nathall, Mr. Lester Neumiller, Jr., Mrs. Gertrude Noteboom, Miss Iris Palmer, Mr. George Papadoulis, Miss Maria Silva, Mrs. Luta Shanfeld, Mrs. Teru Shibusawa, Mrs. Lucy Terra, Mrs. von Gorne, Mrs. Bow Kee Young, and Miss Zelinda Zanglio.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Frances Johnston of Chevy Chase, Maryland, and their daughter, Miss Nancy Johnston, of San Francisco.

On request of Senators Collier and Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Clarence Salyer of Corcoran.

On request of Senators Berry and Harold T. Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Joseph Jackson Snyder of Lake Tahoe.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Messrs. Erwin Marshall, Arthur Willis, Emil Ladner, Miss Helen Myers, and the following students from California School for the Deaf, Berkeley: Mary Jane Chavez, Judith Crabb, Marla Gille, Lois Gonzales, Ronald Miller, Caroline Rogers, GayNell Oaks, Bill Simpson, Jerry Taylor, Laura Crabb, Karen Horn, Donald Strom, Paul Cantaloube, Louis Cantaloube, David Downer, Kenneth Decker, Richard Cuevas, Tom Scharff, Margaret Encinas, Shirley Begrin, Gregg Brooks, Elmo Hicker-son, Martha Paulsen, Linda Sokolis, Sharon Roth, Janice Sperring, Marvin Viencio, Dwayne Weatherby, and Raymond Wilson.

On request of Senator Kraft, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Goldsborough of San Diego.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mariella Medeiros of Lodi and Dorothy Fagundes of Stockton.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Tom Chapman of North Hollywood, Paul Perlin of Los Angeles, Reino J. Erkila of San Francisco, George Kuvakas of Wilmington, Nate DiBiasi of Wilmington, and Albert Bertani of San Francisco.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jackson Allcorn and Miss Joyce Batson and the following students from Edwin Markham Junior High School, San Jose: Gary Acquistapace, Alan Baechler, Angela Borelli, Tye Buxton, Steve Crik, David Evans, Wayne Gionotti, Gary Halvorsen, Leslie Herold, Bonnie Herschbach, James Herschbach, Pam Kearns, Geraldine Kibler, Barbara Klonoff, Dyanne Ladine, Sandy Larson, Steven Larson, Gary Lass, Mario Luci, Wayne Mabie, Shirley Marino, Louise Mertens, Richard Morris, Elvin Mylar, Don Neufeld, Pam Nowlin, Roger Olsen, Jan Philpot, Hugh Pickering, Chris Reno, Chuck Rudd, Christine Sakaguchi, Sandy Sanders, Janice Shigemi, Nick Tacito, Kathie Taylor, Toppy Varnado, and Bill Yeilding.

On request of Senators Miller and Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Oakland Junior League: Mrs. C. R. Stimpson, Mrs. Johnson Clark, Mrs. William Allen, Jr., Mrs. Robert Hoover, Mrs. Charles Jonas, Mrs. Ward Maderia, Mrs. Edwin Clark, Mrs. William R. Zion, and Mrs. Pierre Pellissier.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Martin J. Spangler of Mountain View, Anthony Lagorio of Los Altos Hills, B. B. Russell of Los Altos, and Richard Warfield of Sunnyvale.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. A. L. Alexander of San Carlos, Mrs. David A. Farrell, Jr., of Woodside, and Mr. and Mrs. M. C. Lachenbruch of Menlo Park.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Merced County Farm Bureau Women: *Fruitland Center*—Mary Lohman, Pamela Petersen, Mary Escola, Evelyn Kolberg, Marguerite Neilson, and Agnes Klein; *Delhi-Ballico Center*—Susan Walker, Ora Lee Berry, Sue Hager, Vera Corcoran, Ruby King, Naomi Allinson, Josephine Sublett, Rosamond Ferrari, Susie Smith, and Gladys Conyers.

On request of Senator Richards and Lieutenant Governor Powers, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Donna Matthews of Los Angeles.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the League of Women Voters of Chico: Mrs. Jessie Newsome, Mrs. Etta Myers, Mrs. Martha Peckham, Mrs. Joan Peacher, Mrs. Barbara Arment, Mrs. Betty Gnagey, Mrs. Elsa Schmidt, Mrs. Phyllis Wilson, Mrs. Mary Poppen, and Mrs. Dorothy Browne.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Mission San Jose School, Mission San Jose, Alameda County: Darrell Albert, Glenn Andrade, Larry Brede, Brian Dunbar, Dennis Duffy, Henry Escobar, Norman Frank, Michael Ford, Ronald Harris, Kenneth Harter, Raymond Jiminez, Kenneth Jones, Saturo Kuritsubo, Ben Kolkana, Ralph Lee, John McCarthy, Thomas Ross, William Speer, David Stewart, Nolan Steinmetz, James Werther, Gereon Rios, Edward Collier, Carol Anderson, Norma Branch, Joanne Chrysler, Lillian Crockett, Patsy Delmas, Nora Granger, Alice Gallegos, Jeanne Lewandowski, Nita Lamey, Mary Martinez, Marie Plemons, Diane Rose, Karen Rogers, Kathy Sheuy, Olga Salo, Judith Teague, Carolyn White, and Patricia Mendes; Ted Eicher, vice principal, James DiMartino, eighth grade teacher, Mrs. V. Duffy, and Mrs. J. Plemons.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jack Caswell, Mr. Dresbach, Mrs. Maxine Wemer, Mr. Ford Ennis, and the following students from Bohannon School, San Lorenzo School District: Bruce Andrade, Larry Castro, James Crowley, Manuel Estacio, James Fleming, Donnie Galaznik, David Hughey, Victor Llamas, Michael Lowther, Gordon Lund, James Lynn, Robert Merritt, Robert Micka, Graydon Odell, Wayne Stidger, Stephen Cary, Gerald Johnson, Bonnie Andor, Pamela Brugger, Deolinda Deniz, Patricia Donaho, Sheryl Duvall, Adah Hill, Dorothy Hooten, Marilyn Luna, Darlene Marcell, Juanita Melrose, Janet Picard, Darlene Silveria, Julie Stensrud, Corinne Wiley, Dawn Wolfe, Mary York, Russel Bell, Jeffrey Bennett, Lowell Cornwell, Barry Cunningham, Luis Hamilton, Henry Harkness, John Ieanberry, Larry Lorentzen, Larry McGee, John Pleasanton, Michael Robbers, Wayne Siligo, Jerry Smith, Lynn Spurr, Bill Stein, Milton Toppings, Russell Wood, Joe Girata, Judy Burge, Barbara Chambers, Susan Cupples, Patricia Fensi, Audrey Glahn, Peggy Hurlburt, Sandry Lambert, Patricia Murphy, Linda Naylor, Elizabeth Ortiz, Shirley Rife, Carol Sparrow, Dianne Sweet, Arline Treanor, Jo Ann Tucker, and Ann Woodard.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Elsie Mitchell, Mr. Gerald Slagle, Mr. Ray Roberts, and the following students from Sycamore School, Butte County: James Allen, Tim Benedict, Everett Byrne, Robert Cardoza, John Cleveland, Rodney Deaton, Richard Dunlap, Bill Edwards, Ted Greble, Ronny Greeno, Raymond Huffman, Robert Johns, Daniel Martin, Robert Mecer, Bobby Morgan, Mike Potoski, Tyrone Shaeffer, Melvin Smith, Ronald Webb, Sharlene Atkinson, Nancy Biggs, Karen Boeger, Linda Childress, Cherry Dewsnup, Barbara Engle, Nancy Fairlee, Marcie Friedman, Donna Gerber, Allene Gordon, Donalee Henderson, Karen Jackson, Patty Ray, Carol Smith, Jean Tolley, Sondra Welch, Helen Wiles, Barbara Woods, Bill Anderson, Leonard Bryan, Mike Burgess, Alfred Din, Dennis Earl, Doug Eidson, Donald Emerick, Carey Glover, Stephen Griffin, Robin Harlan, Curtis Patton, Charles Pfister, Kyle Richins, Leon Smith, Gabe Watson, John Whitmore, Stuart Wilde, Donna Autrey, Marie Brazzel, Janet Clements, Patricia Davis, Roberta David, Dianna DeLaney, Linda Detling, Vivian Forister, Jewel Hogue, Billy Jean Hudson, Joan

Johnson, Marilyn Jolly, Penny Mich, Marty Lou Nork, Martha Savage, Bette Gay Stohlman, Judy Ulery, Leslie Wheeler, and Eve Willey.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 23, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 2970

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By FRED TUTTLE, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 2970—An act to amend Sections 127, 181, 1054, 1360, 1411, 1412, 1413, 1414, 1415, 1615, 1616, 1617, 1618, 1651, 1676, 1677, 8553, 13011, 20016, 20019, 20082, 20083, 20084, 20085, and 20086 of, to add Sections 133, 163, 189, 190, 191, 192, and 193 to, and to repeal Sections 1361, 1362 and 1363 of, the Water Code, to amend Sections 8112, 8118, 8132, 8138, and 13196 of, and to add Sections 14105 and 16049.5 to the Government Code, to amend Section 9065 of the Public Resources Code, and to amend Section 1 of Chapter 1693 of the Statutes of 1953, relating to the water resources of the State and the administration thereof, and making an appropriation.

Referred to Committee on Water Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 24, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 344
Assembly Bill No. 476
Assembly Bill No. 480
Assembly Bill No. 499
Assembly Bill No. 778
Assembly Bill No. 884
Assembly Bill No. 972
Assembly Bill No. 1010
Assembly Bill No. 1209
Assembly Bill No. 1390
Assembly Bill No. 1606
Assembly Bill No. 1634
Assembly Bill No. 1664
Assembly Bill No. 1771
Assembly Bill No. 1954
Assembly Bill No. 1968
Assembly Bill No. 2050
Assembly Bill No. 2053
Assembly Bill No. 2060
Assembly Bill No. 2081

Assembly Bill No. 2211
Assembly Bill No. 2301
Assembly Bill No. 2311
Assembly Bill No. 2411
Assembly Bill No. 2677
Assembly Bill No. 2762
Assembly Bill No. 2824
Assembly Bill No. 3015
Assembly Bill No. 3017
Assembly Bill No. 3018
Assembly Bill No. 3020
Assembly Bill No. 3079
Assembly Bill No. 3119
Assembly Bill No. 3351
Assembly Bill No. 3368
Assembly Bill No. 3426
Assembly Bill No. 3710
Assembly Bill No. 3712
Assembly Bill No. 3746
Assembly Bill No. 3844

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PETER H. SMURR, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 344—An act to add Chapter 4 to Part 2, Division 1, Title 5, of the Government Code, relating to the collection of special assessments.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 476—An act to amend Section 3.4 of the World Trade Center Authorities Act, relating to world trade centers.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 480—An act to amend Section 11 of the Defense Production Act (Statutes 1950, Third Extraordinary Session, Chapter 33), extending the effective date of the act.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 499—An act to amend Sections 9501, 9561, 9580, 9625, and 9626, and the heading of Article 2 (commencing with Section 9625) of Chapter 5 of Part 5, of Division 8 of, to add Section 9511.1 to, and to add Article 3 (commencing with Section 9650) to Chapter 5 of Part 5 of Division 8 of, the Health and Safety Code, relating to community and private mausoleums and columbariums, the construction thereof, and matters incidental thereto.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 778—An act to add Section 2672.5 to the Elections Code, relating to filing fees required of candidates for election to a county central committee.

Referred to Committee on Elections.

Assembly Bill No. 884—An act to amend Section 1188.1 of the Code of Civil Procedure, relating to mechanics' liens.

Referred to Committee on Judiciary.

Assembly Bill No. 972—An act to amend Sections 112 and 113 of the Revenue and Taxation Code, relating to the definition of credits.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1010—An act to amend Section 1205 of the Penal Code, and Section 764 of the Vehicle Code, relating to proceedings in criminal cases.

Referred to Committee on Judiciary.

Assembly Bill No. 1209—An act to amend Section 544 of the Code of Civil Procedure and Section 26606 of the Government Code, relating to attachment and execution.

Referred to Committee on Judiciary.

Assembly Bill No. 1390—An act to amend Sections 20025, 20107, 20165, 20334, 20361, 21028, 21029, 21207, 21251.4, 21258, 21258.1, and 21291.5; to add Sections 20494, 20605.5, 20655.2, 21026.5, 21150, 21151 and 21455; to amend and renumber Sections 21150 and 21151; and to repeal Sections 20060 and 21103 of the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1606—An act to amend Section 650.6 of the Vehicle Code, relating to lamps on vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1634—An act to amend Section 3704 of the Elections Code, relating to ballot paper.

Referred to Committee on Elections.

Assembly Bill No. 1664—An act to amend Sections 6004, 6005, 6006, 6007, 6081, 6083, and 6084 of the Business and Professions Code, relating to enrollment and discipline of active and inactive members of the State Bar of California.

Referred to Committee on Business and Professions.

Assembly Bill No. 1771—An act to amend Section 69950 of the Government Code, relating to the fees of court reporters.

Referred to Committee on Judiciary.

Assembly Bill No. 1954—An act to amend Section 23102 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1968—An act to add Section 24206 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2050—An act to add Sections 7605.5 and 7611 to the Business and Professions Code, relating to proceedings of the State Board of Funeral Directors and Embalmers.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2053—An act to add Sections 6304.5 and 6307.5 to the Business and Professions Code, relating to proceedings of county boards of law library trustees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2060—An act to add Sections 8003.5 and 8010 to the Business and Professions Code, relating to proceedings of the Certified Shorthand Reporters Board.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2081—An act to add Sections 136 and 137 to the Labor Code, relating to proceedings of the Industrial Accident Commission.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2211—An act to amend Section 755 of the Vehicle Code, relating to admissibility of evidence.

Referred to Committee on Transportation.

Assembly Bill No. 2301—An act to amend Section 28144 of the Government Code, and Section 444 of the Education Code, relating to compensation for public service in counties of the forty-fourth class.

Referred to Committee on Local Government.

Assembly Bill No. 2311—An act to add Section 561 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 2411—An act to amend Section 13533.5 of the Education Code, relating to the dismissal of certificated employees of school districts.

Referred to Committee on Education.

Assembly Bill No. 2677—An act to amend Sections 6 and 11 of, and to add Section 10.1 to, the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to county water authorities.

Referred to Committee on Local Government.

Assembly Bill No. 2762—An act to amend Sections 72757 and 72759 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Assembly Bill No. 2824—An act to amend Section 542 of the Agricultural Code, relating to dairy farms.

Referred to Committee on Agriculture.

Assembly Bill No. 3015—An act to amend Sections 31527, 31532, 31641.9, 31645, and 31676.1 of, repeal Sections 31652 and 31652.1 of, and add Sections 31652 and 31652.2 to, the Government Code, relating to county retirement systems.

Referred to Committee on Local Government.

Assembly Bill No. 3017—An act to amend Section 31007 of the Government Code, relating to retirement of county employees.

Referred to Committee on Local Government.

Assembly Bill No. 3018—An act adding Sections 31454.6, 31564.5, and 31627.6 to, and amending Section 31557 of, the Government Code, relating to county retirement systems.

Referred to Committee on Local Government.

Assembly Bill No. 3020—An act amending Sections 31720, and 31720.2 of, and repealing Sections 31720.3, and 31720.4, of, the Government Code, relating to disability retirement.

Referred to Committee on Local Government.

Assembly Bill No. 3079—An act to repeal Section 52 of, and to add Sections 36.1, 36.2, 694.1 and 710.2 to, the Vehicle Code, relating to trailer coaches.

Referred to Committee on Transportation.

Assembly Bill No. 3119—An act to amend Section 23184 of the Revenue and Taxation Code, relating to franchise taxes of financial corporations.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 3351—An act to add Chapter 11.5 (commencing at Section 9821) to Division 4 of the Education Code, relating to advance apportionments to school districts providing for the education of mentally retarded minors.

Referred to Committee on Education.

Assembly Bill No. 3368—An act to amend Section 365 of the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 3426—An act to add Section 18704.1 to the Education Code, relating to personal property of school districts.

Referred to Committee on Local Government.

Assembly Bill No. 3710—An act to amend Section 2204 of the Education Code, relating to the powers and duties of governing boards of school districts.

Referred to Committee on Local Government.

Assembly Bill No. 3712—An act to amend Sections 12 and 14 of the Water Conservation Act of 1927 (Chapter 91, page 160 of the Statutes of 1927), relating to water conservation districts.

Referred to Committee on Water Resources.

Assembly Bill No. 3746—An act to add Section 550 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 3844—An act to add Section 562 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 24, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 16

Assembly Joint Resolution No. 26

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PETER H. SMURR, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Joint Resolution No. 16—Relative to the relationship between Federal and State Governments.

Referred to Committee on Water Resources.

Assembly Joint Resolution No. 26—Relative to a congressional investigation of the poultry production industry.

Referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Representation

SENATE, CALIFORNIA LEGISLATURE, April 24, 1957

Hon. Harold J. Powers, President of the Senate
Senate Chamber, State Capitol
Sacramento, California

DEAR SIR: I am submitting herewith Progress Report of the Special Senate Committee on Legislative Representation for consideration of the Members of the Senate.

Your committee requests that this progress report be appropriately inserted in the Senate Daily Journal.

Respectfully submitted,

JOHN A. MURDY, JR., Chairman
Special Senate Committee on
Legislative Representation

PROGRESS REPORT OF THE SPECIAL SENATE COMMITTEE ON LEGISLATIVE REPRESENTATION

This committee, pursuant to the duties with which it is charged by the Standing Rules of the Senate and Section 9909 of the Government Code, has reviewed the statements, letters of authorization, and monthly reports of the persons hereinafter named, and where necessary, has made investigation, and your committee has found with respect to all of the persons named in this report that each is of good moral character, has complied with the provisions of Chapter 8, Part 1, Subdivision 2, Title 2, of the Government Code, and unless good cause to the contrary is shown, is entitled to have this committee grant him a Certificate of Registration as Legislative Advocate. Accordingly, not less than five days after the filing of this report, unless in the meantime good cause for not doing so appears, your committee will grant Certificates of Registration as Legislative Advocate to the following named persons:

LEGISLATIVE ADVOCATES

Andrews, William S., 3099 Telegraph Ave., Berkeley 5; Senator Hotel
California Electric Power Co.
Pacific Gas & Electric Co.
San Diego Gas & Electric Co.
Barbeau, John E., Suite 802, Forum Bldg.
Northwest Schools
California State Police Association
Bell, Miss Eva, 909 Haight St., San Francisco 17
Independent Cosmetology Instructors Assn.
Bennett, H. B., 306 Adeline St., Oakland
The W. T. Rawleigh Company, Freeport, Illinois
Cerini, Floyd B., 3444 Wilshire Blvd., Los Angeles
California Mortgage Bankers Assn.
Collins, Sam E., 149 W. Amerige Ave., Fullerton; Park Hotel
Southern California Merchants Assn.
Collins, Sam L., 149 W. Amerige Ave., Fullerton; Park Hotel
Southern California Merchants Assn.
Association of Independent Oil Producers
Coram, Paul S., P. O. Box 53, Riverside
Dairymen's Service Association
Cronshey, R. H., 929 E. Second St., Los Angeles 12
Challenge Cream & Butter Assn.
Dryden, E. L., 11th and L Bldg., Sacramento; 4516 Marconi Ave., Sacramento
The Pines to Palms Wildlife Committee of Calif., Inc.
Dyas, Sherwood, 1624 37th St., Sacramento
Sacramento Allied Printing Trades Council

- Eagleton, C. M., P. O. Box 346, Williams
Highway Business League
- Eberhard, Ray C., 215 W. Seventh St., Los Angeles
Affiliated Teachers Organizations, of Los Angeles
California Municipal Utilities District
Child Care Teachers Association
Metropolitan Water District of Southern California
- Farr, Miss Marion, 2024 1/2 Ocean Park Blvd., Santa Monica
American Assn. of University Women
- Fernberg, George, 1323 K St., Sacramento 14
California State Employees' Assn.
- Fitzpatrick, William G., 846 S. Union Ave., Los Angeles 17; Senator
Hotel
California Teamsters Legislative Council
- Fjellstrom, R. G., 6201 I St., Sacramento
Corporation Counseling Service
- Fleming, Carmen P., P. O. Box 76, Willow Ranch
Assn. for the Promotion of the State of Superior California
- Genshlea, J. M., LVN., 1920 12th Ave., San Francisco
San Francisco Wrestling Club
- Gill, Joseph C., 453 S. Spring St., Los Angeles 13; Senator Hotel
Lakewood Park, Recreation & Parkway District
County Sanitation Districts of Los Angeles County
Southeast Park, Recreation & Parkway District
- Goodrich, Mrs. Patterson, 8721 Sunset Plaza Ter., Los Angeles 46
American Association of University Women
- Greenberg, Maxwell E., 430 N. Rodeo Dr., Beverly Hills
Charles Ford & Associates, Inc.
- Hamilton, Mrs. Marian L., 2000 Broadway, Sacramento
Capitol City Automobile Dealers Association
- Hofstetter, Patricia J., 506 S. Greenleaf Ave., Whittier
American Assn. of University Women, Calif. State Division
- Huffman, Mrs. Robert, 548 Tuolumne Place, Stockton
American Association of University Women,
California State Division
- Inman, K. H., 2423 Magnolia St., Oakland
Furst-McNess Company
- Kanelos, Mrs. Rena M., 2523 Broadway, Sacramento; same
Capitol City Automobile Dealers Association
- Kolisch, J. M., M.D., Indian Rock Ranch, Mountain Center, Riverside
County; 1001 11th and L Bldg.
The Pines to Palms Wildlife Committee of Calif., Inc.
- Linn, A. R., 1711 Webster St., Oakland
Coastside Transit Lines
- Lockwood, Henry, 417 S. Hill St., Los Angeles 13; Senator Hotel
Mount San Jacinto Winter Park Authority
- Long, E. A., Penobscot Ranch, Cool
Western Harness Racing Assn.
S. A. Camp Companies
- Loughran, Frank, 155 Sansome St., San Francisco
California Moving & Storage Assn.

- Lovejoy, William G., Jr., 611 14th St., Oakland
Peace Officers Research Assn. of California
- Mangold, Fritz, 2835 Glendale Blvd., Los Angeles 39
Ocean Fish Protective Assn., Inc.
- Miller, William L., 217 S. Hill St., Los Angeles 12
California Fire Chief's Assn.
- Minard, Claude, 215 Market St., San Francisco 5; 11th and L Bldg.
California Railroad Assn.
- Moran, R. J., 715 S. Park View St., Los Angeles 57
American League of Consulting and Applied Psychologists
- Morgan, Leroy H., 317 S. New Ave., Monterey Park
Citizens Committee for Home Rule
- Morton, Frew, 1945 Broadway, San Francisco; Sutter Club
No. California Motor Car Dealers Assn., Inc.
- McNeil, Duncan J., Rm. 600, City Hall, Los Angeles 12; Senator Hotel
City of Los Angeles
- McWhinney, W. C., 9945 Wheatland Ave., Sunland; Senator Hotel
Old Fashion Products, Inc.
- Nall, Carl E., 1304 E. Seventh St., Los Angeles
Pacific Dairy & Poultry Association
- Nisbet, Mrs. Agnes D., 20 Belvedere St., San Francisco 17
Independent Cosmetology Instructors Assn.
- O'Connell, Patrick J., 611 14th St., Oakland
Welfare Assn. Oakland Police Department
- Rainwater, Harold G., 340 Green Acres Dr., Visalia
Tulare County Taxpayers' Association
- Riley, Robert M., 448 S. Hill St., Los Angeles 13
California State Restaurant Assn.
- Rossi, Eugene B., 974 W. Manchester Ave., Los Angeles 44
National Employers Counsel
Southside Chamber of Commerce, Ltd.
- Sharpe, Robert H., 1323 K St., Sacramento 14
California State Employees' Assn.
- Sheedy, Paul, 132 W. First St., Los Angeles 12; Senator Hotel
Property Owners Assn. of California, Inc.
- Sievers, Pearl C. Mrs., Rm. 207, 2030 Broadway, Oakland 12
Calif. Licensed Vocational Nurses' Assn., Ins.
- Stegeman, Roland, Hall of Justice, Richmond
Richmond Police Department Assn.
- Sweeney, William R., 1133 Highland Ave., Manhattan Beach; 700
Forum Bldg.
Poultry Assn. of Southern California
Industrial Catering Mobile Lunch Service Assn.
- Sweigert, William Thomas, Jr., 616 I St., Sacramento
Canners League of California
- Switzer, Fred W., 942 S. La Brea Ave., Los Angeles; Senator Hotel
(usually)
Pest Control Operators of California, Inc.
- Taylor, Waller, II, 523 W. Sixth St., Los Angeles 14; Senator Hotel
Adams, Duque & Hazeltine for American Express Company
- Thill, Frank H., Rm. 1301, 926 J Bldg., Sacramento; 1716 P St.
California Taxpayer's Assn.

Welty, Earl M., 617 W. Seventh St., Los Angeles; Senator Hotel
 Union Oil Company of California
 Winchester, Ralph, 5464 Foothill Blvd., Oakland 1
 California Credit Union League
 Winters, Horace S., 6401 18th Ave., Sacramento
 National Hot Rod Association
 Youngberg, J. C., 1314 Russ Bldg., San Francisco; El Rancho Hotel
 Stone & Youngberg, Investment Securities

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1907

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

REQUEST FOR UNANIMOUS CONSENT

Senator Desmond asked for, and was granted, unanimous consent to take up Senate Bill No. 1907, at this time, for consideration of committee amendments.

Senate Bill No. 1907—An act to add Section 25509 to the Business and Professions Code, relating to alcoholic beverages licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 10, 1957, strike out "add Section 25509 to", and insert "amend Sections 23772, 25500, and 25505 of".

Amendment No. 2

On page 1, strike out lines 10 to 18, inclusive, and insert

"SECTION 1. Section 23772 of the Business and Professions Code is amended to read:

23772. No distilled spirits manufacturer's or distilled spirits manufacturer's agent's license shall be held by any person who holds any ownership or interest, directly or indirectly, by stock ownership, interlocking directors, trusteeship, loan, mortgage, or lien on any personal or real property, or otherwise, in any distilled spirits wholesaler's, rectifier's, or retailer's license.

The provisions of this section shall not apply to the financial or representative relationship between a manufacturer, wine grower, manufacturer's agent, rectifier, distiller, bottler, importer, or wholesaler, or any officer, director, or agent of such person, and a person holding only one of the following types of licenses:

- (a) On-sale general license for trains and sleeping cars.
- (b) On-sale beer and wine license for trains.
- (c) On-sale general or on-sale beer and wine license for boats.
- (d) On-sale general or on-sale beer and wine license for airplanes.
- (e) On-sale general license for a bona fide club.
- (f) Club license (issued under Article 4 (commencing at Section 23425) of Chapter 3 of this division).
- (g) Veterans' club license (issued under Article 5 (commencing at Section 23450) of Chapter 3 of this division).

SEC. 2. Section 25500 of said code is amended to read:

25500. No manufacturer, wine grower, manufacturer's agent, rectifier, distiller, bottler, importer, or wholesaler, or any officer, director, or agent of any such person shall:

- (a) Hold the ownership, directly or indirectly, of any interest in any on-sale license.

(b) Furnish, give, or lend any money or other thing of value, directly or indirectly, to, or guarantee the repayment of any loan or the fulfillment of any financial obligation of, any person engaged in operating, owning, or maintaining any on-sale premises where alcoholic beverages are sold for consumption on the premises.

(c) Own any interest, directly or indirectly, in the business, furniture, fixtures, signs, except signs for interior use mentioned in subdivision (g) of Section 25503, refrigeration equipment, or lease in or of any premises operated or maintained under any on-sale license for the sale of alcoholic beverages for consumption on the premises where sold; or own any interest, directly or indirectly, in realty acquired after June 13, 1935, upon which on-sale premises are maintained unless the holding of the interest is permitted in accordance with rules of the department.

The provisions of this section shall not apply to the financial or representative relationship between a manufacturer, wine grower, manufacturer's agent, rectifier, distiller, bottler, importer, or wholesaler, or any officer, director, or agent of such person, and a person holding only one of the following types of licenses:

- (a) On-sale general license for trains and sleeping cars.
- (b) On-sale beer and wine license for trains.
- (c) On-sale general or on-sale beer and wine license for boats.
- (d) On-sale general or on-sale beer and wine license for airplanes.
- (e) On-sale general license for a bona fide club.
- (f) Club license (issued under Article 4 (commencing at Section 23425) of Chapter 3 of this division).

(g) Veterans' club license (issued under Article 5 (commencing at Section 23450) of Chapter 3 of this division).

Sec. 3. Section 25505 of said code is amended to read:

25505. No on-sale licensee, or any officer, director, employee, or agent of such licensee, shall hold any ownership or interest, directly or indirectly, in any manufacturer's, wine grower's, rectifier's, importer's, or wholesaler's license, the business conducted under such license, or the property used in the business.

The provisions of this section shall not apply to the financial or representative relationship between a manufacturer, wine grower, manufacturer's agent, rectifier, distiller, bottler, importer, or wholesaler, or any officer, director, or agent of such person, and a person holding only one of the following types of licenses:

- (a) On-sale general license for trains and sleeping cars.
- (b) On-sale beer and wine license for trains.
- (c) On-sale general or on-sale beer and wine license for boats.
- (d) On-sale general or on-sale beer and wine license for airplanes.
- (e) On-sale general license for a bona fide club.
- (f) Club license (issued under Article 4 (commencing at Section 23425) of Chapter 3 of this division).

(g) Veterans' club license (issued under Article 5 (commencing at Section 23450) of Chapter 3 of this division)."

Amendments read, and adopted.

Bill ordered printed, and referred to Committee on Governmental Efficiency.

Motion to Print With a Rush Order

Senator Desmond moved that Senate Bill No. 1907 be sent to print with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2259

Senate Bill No. 2313

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1069

Senate Bill No. 1072

Senate Bill No. 1076

Senate Bill No. 1461

Senate Bill No. 1960

Senate Bill No. 2145

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 75

Senate Bill No. 1995

Senate Bill No. 2175

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Joint Resolution No. 29

Senate Joint Resolution No. 31

Senate Joint Resolution No. 30

Senate Concurrent Resolution No. 102

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Senator Erhart asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 31, at this time, for consideration.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 31**Senate Joint Resolution No. 31**—Relative to residence housing at state colleges.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES**Committee on Elections**

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Elections, to which were referred:

Senate Bill No. 2231

Assembly Bill No. 316

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 7; committee vote: Ayes 4; absent 3.

DILWORTH, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Constitutional Amendment No. 7

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 7; committee vote: Ayes 4; noes 2; absent 1.

DILWORTH, Chairman

Above reported resolution ordered to third reading.

Committee on Fish and Game

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 1124

Assembly Joint Resolution No. 12

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ED. C. JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 31

Senate Bill No. 326

Senate Bill No. 2398

Assembly Bill No. 1097

Assembly Bill No. 1505

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ED. C. JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 262

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amended, and do pass as amended.

ED. C. JOHNSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Bill No. 616

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

ED. C. JOHNSON, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Joint Resolution No. 2

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

ED. C. JOHNSON, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 32

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ED. C. JOHNSON, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: Your Committee on Local Government, to which were referred:

Senate Bill No. 73

Senate Bill No. 1578

Senate Bill No. 79

Assembly Bill No. 2225

Senate Bill No. 1576

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Assembly Bill No. 1286

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 13; committee vote: Ayes 7.

BUSCH, Vice Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1095

Senate Bill No. 1096

Assembly Bill No. 3747

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, SACRAMENTO, April 23, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 1786

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 40

Assembly Bill No. 1395

Senate Bill No. 44

Assembly Bill No. 1501

Senate Bill No. 47

Assembly Bill No. 2897

Senate Bill No. 74

Assembly Bill No. 2898

Senate Bill No. 531

Assembly Bill No. 2899

Senate Bill No. 973

Assembly Bill No. 2993

Senate Bill No. 988

Assembly Bill No. 3297

Senate Bill No. 1219

Assembly Bill No. 3499

Senate Bill No. 2391

Assembly Bill No. 3927

Assembly Bill No. 546

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DESMOND, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Concurrent Resolution No. 72

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DESMOND, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1247

Assembly Bill No. 1575

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DESMOND, Chairman

Above reported bills ordered to second reading.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILLS
NOS. 2041, 2051, 2052, 2059 AND 2062

Senator Burns moved that Assembly Bills Nos. 2041, 2051, 2052, 2059, and 2062 be withdrawn from Committee on Business and Professions and re-referred to Committee on Governmental Efficiency.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 2063

Senator Burns moved that Assembly Bill No. 2063 be withdrawn from Committee on Military and Veterans Affairs and re-referred to Committee on Governmental Efficiency.

Motion carried.

CONSIDERATION OF DAILY FILE
MOTIONS TO RECONSIDER

Senate Concurrent Resolution No. 70—Relative to the transfer and issuance of on-sale general licenses by the Department of Alcoholic Beverage Control.

Motion to Reconsider Senate Concurrent Resolution No. 70

Pursuant to his motion previously made, Senator Collier moved that the Senate, at this time, reconsider the vote whereby Senate Concurrent Resolution No. 70 was refused adoption.

The roll was called, and Senate Concurrent Resolution No. 70 reconsidered by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Sutton, and Williams—32.

NOES—None.

Senate Concurrent Resolution No. 70 ordered placed on the third reading file.

Assembly Bill No. 1484—An act to amend Section 476 of the Vehicle Code, relating to traffic signals.

Request for Unanimous Consent

Senator Robert I. McCarthy asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Assembly Bill No. 1484 was refused passage, be continued to the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 1251—An act to repeal Section 9141 of, and to amend Section 9142 of, the Education Code and to add Sections 3052, 3053, and 3055 to the Welfare and Institutions Code, relating to opportunity centers and field workers for the blind.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2386—An act to add Section 2018 to the Welfare and Institutions Code, relating to the protection, care, and assistance of children, aged persons, and others specially in need thereof.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2387—An act to add Section 2019 to the Welfare and Institutions Code, relating to the protection, care, and assistance of children, aged persons, and others specially in need thereof.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2114—An act to amend Section 8352 of the Revenue and Taxation Code, relating to the allocation of money in the Motor Vehicle Fuel Fund.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 2, line 5, of the printed bill, after "Harbor" insert "Revolving".

Amendment No. 2

On page 2, strike out lines 12, 13, and 14.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 950—An act to amend Section 502 of the Vehicle Code, relating to driving a vehicle while under the influence of intoxicating liquor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 502", and insert "Sections 502 and 332".

Amendment No. 2

On page 1, line 21, strike out "first".

Amendment No. 3

On page 2, line 1, after "hereof", insert ", and the department shall suspend the driving privilege of any person so convicted as provided in Section 307."

Amendment No. 4

On page 2, strike out lines 4 to 19, inclusive.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 2, line 20, insert

"SEC. 2. Section 332 of said code is amended to read:

332. Driving When License Refused, Suspended, or Revoked. (a) *Except as provided in paragraph (b) of this section*, any person who drives a motor vehicle upon a highway at any time when his operator's or chauffeur's license or driving privilege is suspended or revoked or when a license or permit to drive a motor vehicle has been refused and no license has been issued to him under the provisions of this code, and the person so driving has knowledge of either such fact, is guilty of a misdemeanor and upon conviction thereof shall be punished by imprisonment in the county jail for not more than six months or by fine of not more than five hundred dollars (\$500) or both.

(b) *Any person driving a motor vehicle upon a highway at any time when his operator's or chauffeur's license or driving privilege is suspended or revoked under the provisions of Section 397 of this code is guilty of a misdemeanor, and shall be punished by imprisonment in the county jail for not less than five days nor more than six months and by a fine of not more than one thousand dollars (\$1,000). The minimum jail sentence herein provided shall not be subject to suspension by the court.*

[(b)] (c) The department, upon receiving a record of the conviction of any person upon a charge of violating [subdivision (a) of] this section [by driving during the period of any term revocation or suspension, whether or not proof of ability to respond in damages was also required.] shall suspend the driving privilege of such person for a period of six months effective upon the termination of all [outstanding] term revocations and suspensions *outstanding on the date the department receives the record. If no term revocation or suspension is then outstanding the department shall impose a six months suspension of the driving privilege of such person effective on the date the record of such conviction was received by the department.*

[(e)] (e) The department, upon receiving a record of the conviction of any person upon a charge of violating subdivision (a) of this section by driving during a period of any revocation or suspension pending the filing of proof of ability to respond in damages but when no term revocation or suspension was outstanding, shall require that proof be maintained for an additional period of six months following the time the requirement of maintaining proof would otherwise be terminated.]"

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

Senate Bill No. 943 An act to add Section 218.1 to the Vehicle Code, relating to highway user taxes and fees and the powers of the Reciprocity Commission to enter in reciprocal agreements and arrangements in respect thereto.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1215 An act to amend Section 419 of the Vehicle Code, relating to accident reports.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1218 An act to amend Section 488 and to repeal Section 488.5 of the Vehicle Code, relating to accident reports.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2483—An act to add Section 139.56 to the Vehicle Code, relating to employees of the California Highway Patrol.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 880—An act to amend Section 2421.5 of the Education Code, relating to school districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1739—An act to amend Section 53205 of the Government Code, relating to charges against funds of school districts, to permit payment of premiums on group insurance for school district, county and other local agency employees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1006—An act to amend Sections 5968, 7231, 7236, and 7239 of, and to add Sections 7466 and 18865 to, the Education Code, relating to the tuition of nonresident junior college students.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1808—An act to amend Sections 5154.5, 7106, and 10208 of the Education Code, relating to excess cost reimbursement to school districts for automobile driver training classes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2152—An act to add Section 13237 to the Education Code, relating to teachers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 46—An act to amend Section 419 of the Education Code, relating to the Public School System.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "_____ dollars _____", and insert "thirteen thousand five hundred dollars (\$13,500)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 157—An act to amend Section 7707 of the Education Code, relating to school district public works.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 19, 1957, after "of", insert "and to add Section 7713.1 to".

Amendment No. 2

On page 1, line 10, after "necessary", insert "desks, tables, chairs and other movable".

Amendment No. 3

On page 1, strike out lines 12, 13, and 14; and in line 15, strike out "March, 1951, or as amended or revised".

Amendment No. 4

On page 1, line 17, after "buildings", insert "including built-in or fixed equipment".

Amendment No. 5

On page 2, after line 18, insert

"SEC. 2. Section 7713.1 is added to said code, to read:

7713.1. Before the board approves an application for a furniture or equipment project, or an application for a new construction project, including furniture and equipment, and after consultation with the Department of Education, it shall establish current furniture and equipment cost standards. Such standards shall not exceed the quantity and quality of furniture and equipment for comparable facilities purchased by school districts not receiving or not eligible for an apportionment under this chapter. Such standards shall consist of equipment costs for each type of classroom or pupil station which represents a differential in costs. The standards shall be reviewed quarterly by the board and adjustments made in accordance with current cost standards. When standards have been adopted by the board, no apportionment shall be made by the board in excess of such standards unless a rapid increase in costs warrants an adjustment.

Before the board approves an application for furniture and equipment in connection with an application for the replacement of, reconstruction of, alteration of, or addition to, a school building, the Department of Education, after full consideration of all the furniture and equipment existing in the applicant district that is in usable condition, shall recommend the amount that shall be approved in the application. The board may approve all or a portion of the amount so recommended."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

Senate Bill No. 723 An act to provide for the creation of the West Bay Rapid Transit Authority and prescribing the powers and duties thereof; authorizing the authority to construct and operate an inter-urban rapid transit system; providing for the issuance and sale of bonds and the levying of a tax, and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 13, between lines 20 and 21, of the printed bill, as amended in Senate April 18, 1957, insert "body of the bonds and their appurtenant coupons. Each taker and subsequent holder of the bonds or coupons, whether the coupons are attached to or detached from the bonds, has recourse to all of the provisions of the indenture and of this act, and is bound thereby.

SEC. 8.7. An indenture pursuant to which bonds are issued may include such covenants and agreements on the part of the authority as the authority deems necessary or advisable for the better security of the bonds issued thereunder.

SEC. 8.8. An indenture may include a clause relating to the bonds issued thereunder requiring the authority to pay or cause to be paid punctually the principal of all such bonds and the interest thereon on the date or dates, at the place or places, and in the manner mentioned in such bonds and in the coupons appertaining thereto in accordance with such indenture.

SEC. 8.9. An indenture may include a clause relating to the bonds issued thereunder requiring the authority to continuously operate the system acquired, constructed, or completed, in whole or in part, from the proceeds of the bonds in an efficient and economical manner.

SEC. 8.10. An indenture may include a clause relating to the bonds issued thereunder requiring the authority to make all needful and necessary repairs, renewals and replacements to the system and to keep it at all times in good repair, working order and condition.

SEC. 8.11. An indenture may include a clause relating to the bonds issued thereunder requiring the authority to preserve and protect the security of the bonds and the rights of the holders thereof and to warrant and defend such rights.

SEC. 8.12. An indenture may include a clause relating to the bonds issued thereunder requiring the authority to pay and discharge or cause to be paid and discharged all lawful claims for labor, materials and supplies or other charges which, if unpaid, might become a lien or charge upon the revenues, or any part thereof, of any improvements acquired, constructed or completed from the proceeds of the sale of the

bonds, or upon any physical properties, or which might impair the security of the bonds.

SEC. 8.13. An indenture may include a clause relating to the bonds issued thereunder which limits, restricts, or prohibits any right, power or privilege of the authority to mortgage or otherwise encumber, sell, lease or dispose of any part of the system constructed from the proceeds of the bonds, or to enter into any lease or agreement which impairs or impedes the operation of the system, or any part thereof, necessary to secure adequate revenues or which otherwise impairs or impedes the rights of the holders of the bonds with respect to such revenues.

SEC. 8.14. An indenture may include a clause relating to the bonds issued thereunder requiring the authority to fix, prescribe and collect rates, fares, tolls, rentals or other charges in connection with the services and facilities furnished from the".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

Senate Bill No. 114—An act to amend Sections 29 and 33 of, and to add Sections 29.1 and 35.1 to, the Orange County Water District Act (Chapter 924 of the Statutes of 1933), relating to the Orange County Water District.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 4, line 27, of the printed bill, as amended in Senate April 1, 1957, strike out "their", and insert "his".

Amendment No. 2

On page 5, line 33, strike out "in", and insert "to".

Amendment No. 3

On page 5, line 22, strike out "or without".

Amendment No. 4

On page 5, lines 23 and 24, strike out "makes, renders, signs, verifies or".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 17—An act to amend Sections 4 and 13.7 of the Sonoma County Flood Control and Water Conservation District Act (Stats. 1949, Ch. 994), relating to the Sonoma County Flood Control and Water Conservation District.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 170—An act to amend Section 444 of the Education Code, relating to compensation for public service in counties of the forty-fourth class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 171—An act to amend Section 28144 of the Government Code, relating to compensation for public service in counties of the forty-fourth class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 760—An act to amend Section 203.6 of the Welfare and Institutions Code, relating to county hospitals.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 944—An act to add Sections 26906.1 and 29120.3 to the Government Code, relating to counties.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1134—An act to add Section 24300 to the Government Code, relating to counties.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1477—An act to amend Section 426 of the Education Code, relating to the county superintendent of schools of a county of the twenty-sixth class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1568—An act to amend Section 439.40 of the Agricultural Code, relating to regulation and licensing of dogs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1573—An act to amend Section 26104 of the Government Code, relating to advertising by county board of supervisors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1575—An act to amend Section 25502.4 of the Government Code, relating to county purchasing.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1579—An act to add Article 12 (commencing at Section 14316) to Chapter 1, Part 3, Division 12 of the Health and Safety Code, relating to fire protection districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1666—An act to add Sections 28161 and 28162 to the Government Code, relating to salary of district attorneys.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2137—An act to add Article 5 (commencing with Section 26020) to Chapter 4 of Part 10 of Division 11 of the Water Code, relating to an alternative method for levying operation and maintenance assessments in irrigations districts with less than 3,000 acres.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2228—An act to amend Sections 74702 and 74703 of the Government Code, relating to the municipal court established in Santa Rosa Judicial District.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 8, 1957, strike out line 14.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 87—An act to amend Section 8605 of the Revenue and Taxation Code, and to add Sections 7311, 8654, and 9608 thereto, relating to taxation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate March 28, 1957, strike out lines 21 to 25, inclusive; and on page 2, strike out lines 1 to 10, inclusive.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 678—An act to amend Section 842 of the Probate Code, relating to leases by executors or administrators.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 5, of the printed bill, after "shall", insert "in the case of a lease for the purpose of production of minerals, oil, gas or other hydrocarbon substances,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2326—An act to amend Section 12053 of the Penal Code, relating to licenses to carry concealed weapons.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, after "ity", insert "which shall be open to public inspection".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 465—An act to amend Section 1188.2 of the Code of Civil Procedure, relating to liens arising out of works of improvement upon property: filing bond.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 491—An act to add Section 26907.1 to the Government Code, relating to bonds and coupons.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 933—An act to amend Sections 21402, 21403, and 21666 of the Public Utilities Code, relating to aeronautics.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1586 —An act to amend Section 11371 of the Government Code, relating to the definition of regulations.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 198 —An act to amend Section 2600 of the Welfare and Institutions Code, relating to aid to the indigent.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Assembly March 22, 1957, after "less", insert " , or of household furniture having a value of five hundred dollars (\$500) or less, or of both".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

Assembly Bill No. 315 —An act to amend Section 906 of the Streets and Highways Code, relating to county highways.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Assembly March 28, 1957, strike out "four-fifths", and insert "unanimous".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Assembly Bill No. 544 —An act to add Section 8654 to the Revenue and Taxation Code, relating to use fuel tax.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, after line 23, of the printed bill, as amended in Assembly March 13, 1957, insert

"As used in this section, "military reservation" includes any establishment of the United States Government or any agency thereof used by the armed forces of the United States for military, air, or naval operations, including research projects."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Assembly Bill No. 970 —An act to add Section 700.2 to the Vehicle Code, relating to rubbish trucks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly March 21, 1957, strike out "trucks", and insert "vehicles".

Amendment No. 2

On page 1, strike out line 3, and insert
"700.2. Rubbish Vehicles—Cover for Load. No vehicle".

Amendment No. 3

On page 1, line 4, after "bottles," insert "waste".

Amendment No. 4

On page 1, line 5, strike out "the carcass of any dead animal, offal,".

Amendment No. 5

On page 1, line 9, strike out "act", and insert "section".

Amendment No. 6

On page 1, line 10, strike out "truck", and insert "vehicle".

Amendment No. 7

On page 1, strike out lines 13 to 16, inclusive, and insert
"The provisions of this section shall not apply to any vehicle engaged in transporting wet waste fruit or vegetable matter, or waste products from a food processing establishment."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

Assembly Bill No. 485—An act to amend Section 5007 of the Public Utilities Code, relating to default in payment of fees by a transportation agency.

Bill read second time, and ordered to third reading.

Assembly Bill No. 486—An act to amend Section 3911 of the Public Utilities Code, relating to the definition of "carrier" for purposes of the City Carriers' Act.

Bill read second time, and ordered to third reading.

Assembly Bill No. 524—An act to repeal Section 515 of, to add Section 515 to, and to amend Section 525.3 of, the Vehicle Code, relating to the operation of motor vehicles on the highways.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1378—An act to add Section 131.1 to the Vehicle Code, relating to departmental membership in associations dealing with related subject.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1539—An act to repeal Section 1620 of the Streets and Highways Code and to amend Section 771 of the Vehicle Code, relating to county highway funds.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1540—An act to amend Section 25458 of the Government Code, and Section 1329 of the Streets and Highways Code, relating to emergency work by counties.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1541—An act to amend Sections 907, 972, 1321, 1481, 1488, 1489, 1496, 1550.3, and the heading of Chapter 3 of Division 2 of the Streets and Highways Code, and to repeal Sections 1322, 1323, and 1324 of said code, relating to county road commissioners and county highways.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1543—An act to amend Sections 1020 and 1550.1 of the Streets and Highways Code, relating to road districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1557—An act to amend Section 585 of the Vehicle Code, relating to removal of vehicles from highways.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1779—An act to amend Sections 471, 471.5, 552, and 577 of the Vehicle Code, relating to stop signs.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2816—An act to amend Sections 481 and 483 of the Vehicle Code, relating to duty to stop and report vehicle accidents.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2902—An act to amend Sections 4320, 4321, 4324, 4395, 4532, 4550, 5374, 5390, 5391, 5392, 5395, 5396, 5503, 6420, 6421, 6447, 6463, 7241, 7242, 7244, 7362, 7370, 8620, 8650, 8681, 31635, 31636, 31637, 31638, and 31641 of, the Streets and Highways Code; to amend Sections 38140 and 38142 of, to add Section 38140.5 to, the Government Code; to amend Sections 12 and 14 of the Assessment Bond Refunding Act of 1933, and to amend Sections 12 and 14 of the Refunding Assessment Bond Act of 1935, relating to the making of public improvements and assessments therefor.

Bill read second time.

Motion to Re-refer Assembly Bill No. 2902

Senator Gibson moved that Assembly Bill No. 2902 be re-referred to Committee on Local Government.

Motion carried.

Assembly Bill No. 3549—An act to add Sections 69.1 and 69.2 to the Vehicle Code, relating to drivers' licenses.

Bill read second time, and ordered to third reading.

Assembly Bill No. 432—An act to repeal Sections 2533.1, 3899, and 4932; and Article 11, comprising Sections 3691 through 3697, of Chapter 11 of Division 2; and Article 10 (comprising Sections 4971 to 4973, inclusive) of Chapter 16, Division 2 of; and Chapter 18, comprising Sections 7650 through 7656, of Division 3 of the Education Code, relating to the Public School System.

Bill read second time, and ordered to third reading.

Assembly Bill No. 433—An act to add Sections 302 and 303 to the Education Code, relating to county boards of education.

Bill read second time, and ordered to third reading.

Assembly Bill No. 435—An act to add Section 3868 to the Education Code, relating to the bonded indebtedness of school districts included in union or joint union school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 436—An act to amend the heading of Article 12 of Chapter 11 of Division 2 of; to amend Sections 3721 and 3722 of; to amend and renumber Section 3725 of; to repeal Sections 3723, 3724, 3726, 3727, 3728, and 3729 of; and to add Sections 3723, 3724, 3725, and 3727 to, the Education Code, relating to the annexation of high school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 439—An act to amend Section 1503.3 of the Education Code, relating to contracts between school districts for the education of pupils.

Bill read second time, and ordered to third reading.

Assembly Bill No. 508—An act to amend Section 1828 of the Education Code, relating to school district elections.

Bill read second time, and ordered to third reading.

Assembly Bill No. 651—An act to amend Section 2481 of the Education Code, relating to the organization of school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 770—An act to amend Section 5003 of the Education Code, relating to school funds.

Bill read second time, and ordered to third reading.

Assembly Bill No. 772—An act to amend Section 8159.2 of the Education Code, relating to automobile driver training.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1235—An act to add Section 13082.1 to the Education Code, relating to certificated employees of school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1239—An act to amend Section 4863 of the Education Code, relating to accrediting the secondary schools.

Bill read second time, and ordered to third reading.

Assembly Bill No. 771—An act to amend Section 13204 of the Education Code, relating to pupils of the public schools.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education.

Amendment No. 1

On page 1, line 4, of the printed bill, after "district", insert ", and no person authorized by the governing board of the school district to assist any employee of the district,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Assembly Bill No. 1290—An act to amend Section 71140 of the Government Code, relating to municipal and justice courts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "residents of", and insert "a resident eligible to vote in".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1882—An act to amend Sections 73824 and 73825, relating to compensation of employees of the municipal court established in the City of Modesto.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Assembly March 25, 1957, strike out "three hundred forty-nine dollars (\$349)", and insert "three hundred thirty-three dollars (\$333)".

Amendment No. 2

On page 1, strike out line 6, and insert "(\$17), and eighteen dollars (\$18) to".

Amendment No. 3

On page 1, line 7, strike out "four hundred nineteen dollars (\$419)", and insert "four hundred dollars (\$400)".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1883—An act to amend Section 73822 of, to repeal Section 73823 of, and to add Section 73823 to the Government Code, relating to the Modesto Municipal Court.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "four hundred sixty dollars (\$460)", and insert "three hundred eighty-two dollars (\$382)".

Amendment No. 2

On page 1, line 6, strike out "twenty-two dollars (\$22)", and insert "eighteen dollars (\$18)".

Amendment No. 3

On page 1, line 7, strike out "twenty-three dollars (\$23)", and insert "nineteen dollars (\$19)".

Amendment No. 4

On page 1, line 8, strike out "twenty-four dollars (\$24)", and insert "twenty dollars (\$20)".

Amendment No. 5

On page 1, line 9, strike out "twenty-five dollars (\$25)", and insert "twenty-one dollars (\$21)".

Amendment No. 6

On page 1, line 10, strike out "five hundred fifty-four dollars (\$554)", and insert "four hundred sixty dollars (\$460)".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2227—An act to amend Section 5248 of the Streets and Highways Code, relating to local improvement proceedings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 17, 1957, strike out lines 4 to 7, inclusive, and insert "by the clerk."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2510—An act to repeal Section 65805 of the Government Code, relating to zoning ordinances.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

In line 2 of the title of the printed bill, after "ordinances", insert ", and to validate certain county and city zoning ordinances and amendments thereto".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 567—An act to amend Section 436 of the Education Code, relating to the Siskiyou County Superintendent of Schools.

Bill read second time, and ordered to third reading.

Assembly Bill No. 711—An act to amend Section 24406 of the Education Code, relating to community recreation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2229—An act to amend Section 19251 of the Streets and Highways Code, relating to highway lighting districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3308—An act to amend Section 22 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275 of the Statutes of 1949), relating to contracts for improvements.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2645—An act to add Section 203.9 to the Welfare and Institutions Code, relating to county hospitals.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2646—An act to add Section 53200.3 to the Government Code, relating to group insurance of county employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3604—An act to amend Section 26905 of the Government Code, relating to the duties of the county auditor.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3606—An act to add Section 24355.1 to the Government Code, relating to county officers' cash statements.

Bill read second time, and ordered to third reading.

Assembly Bill No. 202—An act to add Section 653k to the Penal Code, relating to concealed switch-blade knives and knives with blades longer than two inches.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 18, 1957, strike out "con-".

Amendment No. 2

Strike out line 2 of the title, and insert "switch-blade knives with blades longer".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1282—An act to amend Sections 543 and 690.26 of the Code of Civil Procedure, relating to exemptions from attachment or execution proceedings.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2643—An act to add Section 4125.1 to the Penal Code, relating to credits to inmates of county industrial farms and road camps for services rendered.

Bill read second time, and ordered to third reading.

MOTION TO BE EXCUSED

At 3.41 p.m., Senator Richards moved that he be excused to attend an Assembly committee.

Motion carried.

MOTION TO BE EXCUSED

At 3.42 p.m., Senator Murdy moved that he be excused to attend an Assembly committee.

Motion carried.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 664—An act to add Sections 2071 and 6050.5 to, and to amend Sections 2091 and 6050 of, the Penal Code, relating to the administration of state prisons and correctional institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Christensen, Desmond, Dolwig, Gibson, Grunsky, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Teale—21.

NOES—Senators Breed, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Ed. C. Johnson, Kraft, Short, Thompson, and Williams—17.

Motion to Reconsider

Senator Farr moved to reconsider the vote whereby Senate Bill No. 664 was passed.

Postponement of Reconsideration

On motion of Senator Farr, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 664 was passed, was continued until the next legislative day.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time, 3.45 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1667—An act to repeal Article 3, comprising Sections 400 to 459, inclusive, of Chapter 2, Division 1 of, to add Article 3 comprising Sections 400 to 408, inclusive, to Chapter 2, Division 1 of, and to amend Section 7003 of, the Education Code, relating to the county superintendents of schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dolwig, Erhart, Farr, Gibson, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Regan, Short, Teale, and Thompson—27.

NOES—Senators Berry, Dilworth, and Donnelly—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2305—An act to amend Section 1190.1 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dolwig, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Regan, Short, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2313—An act to amend Section 868 of the Fish and Game Code, and Section 8623 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to nets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murry, Regan, Richards, Short, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1204—An act to amend Section 7076 of the Business and Professions Code, relating to contractors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murry, Richards, Short, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1069—An act to amend Section 5161 of the Public Utilities Code, relating to household goods carriers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Regan, Short, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1072—An act to amend Section 5136 of the Public Utilities Code, relating to household goods carriers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Regan, Short, Teale, Thompson, and Williams—32.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Senator Arnold Presiding

At 3.55 p.m., Senator Stanley Arnold of the First District, presiding.

Senate Bill No. 2145—An act to amend Sections 1112, 1116, and 1117 and to add Section 1119 to the Agricultural Code, relating to poultry and rabbit meat.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Murdy, Regan, Short, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 75—An act to amend Section 830 of the Agricultural Code, relating to fruits, nuts and vegetables.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Murdy, Regan, Short, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1461—An act to amend Section 12 of the Agricultural Code, relating to agriculture.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1960—An act to add Section 1223.5 to the Government Code, relating to expenses incurred by county officials in attending meetings and conferences pursuant to the call, summons, or subpoena of state officials.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2259—An act to add Section 18370 to Article 5, Chapter 4, Part 2, Division 13, Health and Safety Code, relating to plumbing and electrical equipment in trailer coaches.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in Senate April 23, 1957, strike out "SEC. 2", and insert "SECTION 1".

Amendment No. 2

On page 1, line 16, strike out "said code", and insert "the Health and Safety Code".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1935—An act to amend Section 560 of the Agricultural Code, relating to ice cream.

Bill read third time, and presented by Senator Desmond.

Motion to Amend

Senator Short moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "edible dry whey,".

Amendment read, and adopted.

Further Amendment to Assembly Bill No. 1935**Motion to Amend**

Senator Montgomery moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate April 8, 1957, strike out "butter oil,".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2441—An act to amend Sections 31641.1 and 31700 of the Government Code, relating to county retirement systems.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary Jack R. Gilstrap at the Desk

Assembly Bill No. 3261—An act to amend Section 1022 of the Agricultural Code, relating to fertilizers.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1065—An act to add Section 3106.5 to the Revenue and Taxation Code, relating to the registration of vessels.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1066—An act to add Sections 109.5 and 618 to the Revenue and Taxation Code and to amend Sections 1612, 1614, 1646, 2152 and 2601 of said code, all relating to machine prepared assessment rolls.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1069—An act to amend Section 17 of the Revenue and Taxation Code, relating to the definition of the word "oath."

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—27.

NOES—Senators Desmond and Dilworth—2.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 973—An act to amend Section 6070 of the Revenue and Taxation Code, relating to sales and use taxes.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Burns, Busch, Byrne, Christensen, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3605—An act to add Article 4 (commencing at Section 1710) to Chapter 9 of Division 2 of the Streets and Highways Code, relating to cooperation between the cities and counties in the construction, repair, and maintenance of county highways.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, McBride, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1614—An act to amend Section 278 and to add Section 278.1 of the Vehicle Code, relating to renewal of drivers licenses.

Bill read third time, and presented by Senator Robert I. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Gransky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Sutton, Teale, Thompson, and Williams—31.
NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1619—An act to add Section 81.5 to, and to amend Section 58.5 of, the Vehicle Code, relating to removal of vehicles from highways.

Bill read third time, and presented by Senator Richards.
The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Gransky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1761—An act to add Section 527.5 to the Vehicle Code, relating to motor vehicles.

Bill read third time, and presented by Senator Montgomery.
The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gransky, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2210—An act to amend Section 689 of the Code of Civil Procedure, relating to third party claims.

Bill read third time, and presented by Senator Robert I. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Gransky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Richards, Short, Sutton, Teale, Thompson, and Williams—30.
NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3575—An act to add Section 468 to the Penal Code, relating to switchblade knives.

Bill read third time, and presented by Senator Robert I. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Gransky, Ed. C. Johnson, Kraft, McBride,

Robert I. McCarthy, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3173—An act to add Section 276 to the Penal Code, relating to abortion.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Thompson, and Williams—31.

NOES—Senator Sutton—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2513—An act to amend Section 6506 of the Government Code, relating to joint exercise of powers.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 501—An act to provide for uniformity in statutory provisions requiring publication of notice by state and local agencies by amending Sections 160.5, 1300.16, 2120, 2123, 2258, 2260, 2310, 2649, 2791, 3149, 3176, 3179, 3296, and 4273 of the Agricultural Code, and Section 25361 of the Business and Professions Code, and Sections 1827, 1903, 2506, 3415, 6358, 7402, 7908, 21625, and 21652 of the Education Code, and Sections 668, 1003, 2352, 2540.9, 2575, 9750, and 9754 of the Elections Code, and Sections 126, 194, 15833, 16751, 25210.16, 25350, 25528, 25529, 26028, 35119, 35452, 38504, 43649, 50022.3, 50485.5, 61105, 61122, 61405, 61651, 61660, 61672, 61684, 61747, 61808, 61858, 61903, 65502, 65509, 65514, 65651, 65654, 65895, and 68900 of the Government Code, and Sections 2050, 6093.1, and 6272 of the Harbors and Navigation Code, and Sections 4121, 4165.1, 4724, 4726, 4807, 4808, 5473.1, 5474.1, 6026, 6056, 6844, 6915, 8968, 14230, 14714, 14754, 14759.5, 14778, 14786, 20343, 24350.5, 24362, 24362.2, 24365.9, 24372, 32004.3, 32133, 32412, 33747, and 34518 of the Health and Safety Code, and Sections 996.31, 1191, and 1654 of the Military and Veterans Code, and Section 1153 of the Probate Code, and Sections 4949, 5353, 5365, 5417.3, 5417.13, 5422, 5660.3, 5660.13, 6834, 7904, 9111, 9131, 9171, 9319, 9340, 9406, and 9861 of the Public Resources Code, and Sections 12751, 14401, 15735, 15762, 16041, 16075, 16532, 16844, 17102, 17309, 17371, 17503, 18001, 22153, 22227, 22731, 22784, 22813, 24533, 24534, 26243, 26342, 26422, and 26682 of the Public Utilities Code, and Sections 3356, and 32372 of the Revenue and Taxation Code, and Sections 5232, 5506, 8276, 8292, 10304, 10313, 10407, 10501, 19168, 19303, 27173.5, 31558, 32952, 35259, 35270, 35402.1, and

35706 of the Streets and Highways Code, and Section 307 of the Unemployment Insurance Code, and Sections 352, 27192, 27257, 27263, 32953, 36406, 55133, 55156, 55184, 55303, 55351, 55585, 55631, 55656, 55663, 55672, 55821, 55845, 55880.5, 55911, 55961, 56015, 56018, 56053, 56058, 56075, 56082, 60098, 60100, 60111, 60275, 60306, 60342, 60373, 60383, 60408, 60410, 60414, and 60435 of the Water Code, and Section 9 of an act entitled "An act to promote drainage," approved March 18, 1885 (Chapter 158 of the Statutes of 1885), and Section 27 of the Drainage District Act of 1903 (Chapter 238 of the Statutes of 1903), and Sections 8 and 17 of the Storm Water District Act of 1909 (Chapter 222 of the Statutes of 1909), and Sections 2.5, 12, 15, 16, and 16.1 of the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), and Section 6 of the Los Angeles County Flood Control Act (Chapter 775 of the Statutes of 1915), and Section 4.3 of the Drainage District Improvement Act of 1919 (Chapter 354 of the Statutes of 1919), and Sections 6 and 35.5 of the Water Conservation Act of 1927 (Chapter 91 of the Statutes of 1927), and Sections 36 and 36.2 of the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), and Sections 13, 14, 16, 26, 27, 35, 36, 38, and 44 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), and Section 1 of the Storm Drain Maintenance District Act (Chapter 265 of the Statutes of 1937), and Section 10 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), and Section 15 of the Ventura County Flood Control Act (Chapter 44 of the Statutes of 1944), and Sections 13, 15, and 17 of the Humboldt County Flood Control District Act (Chapter 939 of the Statutes of 1945), and Section 14 of the Monterey County Flood Control and Water Conservation District Act (Chapter 699 of the Statutes of 1947), and Sections 13.6, 13.9, 16, and 22 of the Sonoma County Flood Control and Water Conservation District Act (Chapter 994, Statutes of 1949), and Sections 45 and 57 of the Mendocino County Flood Control and Water Conservation District Act (Chapter 995 of the Statutes of 1949), and Sections 11 and 13 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275 of the Statutes of 1949), and Section 11 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405 of the Statutes of 1951), and Sections 12, 14, 25, and 36 of the Lake County Flood Control and Water Conservation District Act (Chapter 1544 of the Statutes of 1951), and Sections 11 and 13 of the Contra Costa County Flood Control and Water Conservation District Act (Chapter 1617 of the Statutes of 1951), and Sections 8.3, 11.1, 11.5, 11.6, 11.10, and 16 of the Sacramento County Water Agency Act (Chapter 10 of the Statutes of 1952, (1st Ex. Sess.)), and Sections 7, 8, 10, 11, 17, and 20 of the Vallejo Sanitation and Flood Control District Act (Chapter 17 of the Statutes of 1952 (1st Ex. Sess.)), and Sections 2 and 3 of Chapter 15 of the Statutes of 1952, Second Extraordinary Session, and Sections 11, 13, 22, and 31 of the Marin County Flood Control and Water Conservation District Act (Chapter 666 of the Statutes of 1953), and Sections 18, 20, 29, 36, and 40 of the Contra Costa County Storm Drainage District Act (Chapter 1532 of the Statutes of 1953), and Section 2 of Chapter 1569 of the Statutes of 1953, and Sections 15, 27, 36, and 38 of the San Benito County Water Conservation and

Flood Control District Act (Chapter 1598 of the Statutes of 1953), and Sections 10, 14, 18, and 19 of the Morrison Creek Flood Control District Act (Chapter 1771 of the Statutes of 1953), and Sections 13, 15, 24, and 33 of the Del Norte County Flood Control District Act (Chapter 166 of the Statutes of 1955, and Sections 3, 13, and 16 of the Fresno Metropolitan Flood Control Act (Chapter 503 of the Statutes of 1955), and Sections 62 and 83 of the Montalvo Municipal Improvement District Act (Chapter 549 of the Statutes of 1955), and Sections 11, 13, 23, and 33 of the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057 of the Statutes of 1955), and Sections 12 and 71 of the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289 of the Statutes of 1955), and Sections 116, 233, 309, 443, 456, and 513 of the Santa Cruz County Flood Control and Water Conservation District Act (Chapter 1489 of the Statutes of 1955), by adding Section 6061.3 to the Government Code, and by repealing Sections 9113, 9132, and 9133 of the Public Resources Code, relating to publication of notice.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2394—An act to amend Section 6485 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 472—An act to amend Sections 7000.2 and 7095 of the Education Code, relating to school apportionments.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3959—An act to amend Section 9555 of the Education Code, relating to school trustees.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly,

Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Sutton, Teale, Thompson, and Williams—32.
NAYS—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 516—An act to amend Section 23986 of the Business and Professions Code, relating to the publication of notice of an application for an on-sale license of alcoholic beverages.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Sutton, Teale, Thompson, and Williams—32.
NAYS—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2006—An act to repeal Sections 340.2, 340.3, and 355.2 of, to amend Sections 348, 349.9, 355, and 355.1 of, and to add Section 380.52 to, the Agricultural Code, relating to hide and brand inspection.

Bill read third time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly April 8, 1957, strike out "348".

Amendment No. 2

On page 1, strike out lines 3 to 22, inclusive; and on page 2, strike out lines 1 and 2.

Amendment No. 3

On page 2, line 3, strike out "SEC. 3.", and insert "SEC. 2."

Amendment No. 4

On page 2, line 16, strike out "SEC. 4.", and insert "SEC. 3."

Amendment No. 5

On page 2, line 21, strike out "SEC. 5.", and insert "SEC. 4."

Amendment No. 6

On page 2, line 24, strike out "SEC. 6.", and insert "SEC. 5."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolutions were introduced, and read:

Senate Joint Resolution No. 32: By Senators Short and Desmond—Relative to the extension of the Folsom South Canal within the Counties of Sacramento and San Joaquin, State of California.

Referred to Committee on Water Resources.

Senate Concurrent Resolution No. 104: By Senator Byrne—Relative to the impact area of the Oroville Dam.

Referred to Committee on Rules.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 5.37 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

LETTER OF TRANSMITTAL

April 23, 1957

*Hon. Harold J. Powers, President of the Senate,
and Members of the Senate
Senate Chamber, Sacramento, California*

Re: Wire Tapping and Bugging

MR. PRESIDENT AND MEMBERS OF THE SENATE: There is submitted herewith the report of the Senate Judiciary Committee on "The Interception of Messages by the Use of Electronic and Other Devices and the Use of Such in the Suppression of Crime and the Use of Such by Private Parties for Their Own Use" as authorized in 1955 by resolution of the Senate Committee on Rules, No. 3.

It is respectfully requested that twenty-five hundred (2500) copies of this report be printed. I believe it contains much valuable material of general importance and interest.

Respectfully submitted,

RICHARD RICHARDS
STANLEY ARNOLD
NATHAN F. COOMBS
ROBERT I. MCCARTHY
JAMES A. COBEY
J. E. CUNNINGHAM, SR.

EDWIN J. REGAN, *Chairman*
ALAN SHORT
FRED S. FARR
EARL D. DESMOND
JAMES E. BUSCH

Letter of transmittal ordered printed in the Journal.

Report ordered printed in the Appendix to the Journal.

Motion to Print Report

Senator Regan moved that 2,500 additional copies of the report submitted by the Senate Judiciary Committee be printed for distribution.

Motion carried.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 1265

Senator Cobey moved that Senate Bill No. 1265 be withdrawn from Committee on Finance for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1265—An act to add Section 10007 to the Water Code, relating to state water development projects.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate March 21, 1957, strike out lines 10 to 13, inclusive, and insert

"10007. With respect to any water development project constructed by the State, the State shall not require reimbursement for the cost of lands, easements, and rights of way, including the cost of the relocation, reconstruction, or replacement of existing improvements, structures, or utilities, necessary in connection with the construction of such project."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 975

Senate Bill No. 1588

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 975

Senator Robert L. McCarthy moved that Senate Bill No. 975 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 975—An act to amend Sections 9000, 9010, and 9020 of the Business and Professions Code, relating to social workers.

Bill read second time.

Motion to Amend

Senator Robert L. McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "a new enactment and is".

Amendment No. 2

On page 1, line 5, after "objectives", insert "of informing the people of California, by means of a number of categories prescribed by the Board of Social Work Examiners, the qualifications of persons engaged in the practice of social work. It is the purpose of this chapter to qualify and register self-employed social workers in private practice, those affiliated with other professional disciplines in private practice, those in tax-supported or voluntary health, welfare and educational agencies, and those in industries."

Notwithstanding any other provision of this chapter to the contrary wherever reference is made to "registered social worker" or to the initials "R.S.W." such reference shall be deemed to include such other categories and initials as established by the Board of Social Work Examiners pursuant to authority of said board to establish such additional categories and appropriate initials as contained in this section."

Amendment No. 3

On page 1, strike out lines 6 to 10, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 1588

Senator Abshire moved that Senate Bill No. 1588 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1588—An act to amend Sections 1614, 2119, 2558, 2630, 2715, 2736, 2854, 2882, 3025, 4808, 4849, 5015, 5021, 5022, 5526, 5630, 6716, 6717, 6754, 7008, 7059, 7065, 7076, 7084, 7606, 8525, 8560, 8710, 8745, 9533, 9630, 18624, 18682, 19510, 19561, 19561.5, 19562, and

19590 of; and to add Sections 4008.1 and 6751.5 to, the Business and Professions Code, relating to regulations of state agencies.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "7065, 7076,".

Amendment No. 2

In lines 4 and 5 of the title, strike out "18682, 19510, 19561, 19561.5, 19562, and 19590", and insert "and 18682".

Amendment No. 3

On page 3, line 30, strike out "and", and insert "or".

Amendment No. 4

On page 4, line 21, strike out "and", and insert "or".

Amendment No. 5

On page 6, strike out lines 31 to 43, inclusive; and on page 6, line 46, strike out "and", and insert "or".

Amendment No. 6

On page 8, line 46, strike out "and", and insert "or".

Amendment No. 7

On page 10, strike out lines 18 to 52, inclusive; and on page 11, strike out lines 1 to 52, inclusive; and on page 12, strike out lines 1 to 5, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred: Senate Bill No. 2290

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 2290

Senator Miller moved that Senate Bill No. 2290 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2290—An act to amend Section 1772 of the Labor Code, relating to wages on public works.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1772 of the Labor", and insert "1714.5 of the Civil".

Amendment No. 2

In line 2 of the title, strike out "wages on public works", and insert "liability for civil defense activities".

PRINTER'S NOTE.—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 1714.5 of the Civil Code is amended to read:

1714.5. There shall be no liability on the part of one, including the State of California, county, city and county, city or any other political subdivision of the State of California, who owns or maintains any building or premises which have been designated as a shelter from destructive operations or attacks by enemies of the United States by any council of defense or any public office, body, or officer of this State or of the United States, or which have been designated or are used as mass care centers, first aid stations, temporary hospital annexes, or as other necessary facilities for civil defense purposes, for any injuries arising out of the use thereof for such purposes sustained by any person while in or upon said building or premises as a result of the condition of said building or premises or as a result of any act or omission, or in any way arising from the designation of such premises as a shelter, or the designation or use thereof as a mass care center, first aid station, temporary hospital annex, or other necessary facility for civil defense purposes, except a wilful act, of such owner or occupant or his servants, agents or employees when such person has entered or gone upon or into said building or premises for the purpose of seeking refuge, treatment, care or assistance therein during destructive operations or attacks by enemies of the United States or during tests ordered by lawful authority.

No disaster service worker who is performing disaster services [ordered by lawful authority] during a state of disaster or a state of extreme emergency or tests ordered by lawful authority which is either state-wide or within any region or regions of the State shall be liable for civil damages on account of personal injury to or death of any person or damage to property resulting from any act or omission in the line of duty, except one that is wilful."

Amendment No. 4

On page 1, strike out lines 2 to 5, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 1763

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 1763

Senator Coombs moved that Senate Bill No. 1763 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1763 An act making an appropriation for state highways.

Bill read second time.

Motion to Amend

Senator Coombs moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Senate on April 12, 1957, after "improvement", insert "and widening to not less than three traffic lanes".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Social Welfare**

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 1509

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 1509

Senator Sutton moved that Senate Bill No. 1509 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1509—An act to add Section 2020.002 to, and to repeal Section 2025 of the Welfare and Institutions Code, relating to old age assistance.

Bill read second time.

Motion to Amend

Senator Sutton moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 22, 1957, strike out "and to repeal Section 2025 of".

Amendment No. 2

On page 2, strike out line 16.

Amendment No. 3

On page 2, line 17, strike out "4", and insert "3".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 76

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 76

Senator Abshire moved that Senate Bill No. 76 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 76—An act to add Section 1103.15 to the Agricultural Code, relating to eggs.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 5, of the printed bill, as amended in Senate March 27, 1957, strike out "this section", and insert "Section 1103.15".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Fish and Game

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Assembly Bill No. 2998

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ED. C. JOHNSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2998

Senator Ed. C. Johnson moved that Assembly Bill No. 2998 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2998—An act to amend Section 786 and to repeal Section 786.5 of the Fish and Game Code, relating to salmon.

Bill read second time.

Motion to Amend

Senator Ed. C. Johnson moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly March 4, 1957, strike out "relating to salmon", and insert "and amend Section 2365 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to lobsters".

PRINTER'S NOTE:—There being no 7 point strikethrough type available, the material which should appear in strikethrough type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 12, insert

"Sec. 3. Section 2365 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

2365. [No spiny lobsters taken in the waters lying south of the international boundary line between the United States and Mexico, extending westerly in the Pacific Ocean, may be brought into this State during the closed season.] *Spiny lobsters may be imported into California until the second sixth day after the close of the California season. Lobsters imported into California and lobsters legally taken in California during the open season prescribed in this code may be possessed and sold during the closed season [at any time], subject to the regulations of the commission.*

The cost of inspection and marking, under the regulations of the commission, shall be paid by the importer or owner of the lobsters.

SEC. 4. Section 3 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Section 786 of the Fish and Game Code adopted in 1933, is repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 2001

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 2001

Senator Kraft moved that Senate Bill No. 2001 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2001—An act to repeal and add Chapter 16 of Division 3 (commencing with Section 8900) of the Business and Professions Code, relating to the Department of Professional and Vocational Standards to provide for a yacht and ship brokerage board therein and the regulation of yacht and ship brokerage.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In lines 1, 2, and 3 of the title of the printed bill, as amended in the Senate March 25, 1957, strike out "repeal and add Chapter 16 of Division 3 (commencing with Section 8900) of", and insert "amend Sections 8902, 8915, 8937, 8938.1, 8938.2, 8941, 8943, 8950, 8952, 8954, 8955, 8966, 8967, 8970, 8971, 8971.5, 8972.1, 8973, and 8975 of, and to amend and renumber Sections 8917, 8918, 8919, 8923, 8924, 8925, and 8926 of, and to add Sections 8905, 8916, 8917, 8918, 8919, 8920, 8921, 8922, 8923, 8924, 8931, 8937.1, and 8968 to, and to repeal Sections 8905, 8916, 8920, 8921, 8922, 8938.3, 8938.4, 8951, 8969, and 8972 of,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, line 5, strike out "Chapter 16 of Division 3 (commencing with", and insert "Section 8902 of the Business and Professions Code is amended to read:

8902. "Broker" refers to a person who, as a whole or partial vocation, for others, [and for a compensation,] sells or offers for sale, buys or offers to buy, lists, solicits prospective purchasers of, negotiates the purchase or sale or exchange of, charters, offers to charter, negotiates the charter of, leases, rents, places for lease or rent, or negotiates loans on, yachts or ships.

A person shall be deemed to be a broker, within the meaning of this section, if, for another [and for a compensation], he does any of the acts or participates in any of the transactions herein defined, even though at some subsequent time he may obtain title to, or procure in his own name the certification or registration of, the yacht or ship in question.

SEC. 2. Section 8905 of said code is repealed.

SEC. 3. Section 8905 is added to said code, to read:

8905. "Registrar" refers to the Yacht and Ship Brokers Registrar.

SEC. 4. Section 8915 of said code is amended to read:

8915. There is in the Department of Professional and Vocational Standards a Yacht and Ship Brokers Commission, *which consists of five members appointed by the Governor.*

[For the purpose of administering this chapter, and in accordance with the State Civil Service Act, the director of the department shall, with the approval of the Governor, appoint a Yacht and Ship Brokers Commissioner.] *The Commission is vested with the power to and shall administer the provisions of this chapter.*

SEC. 5. Section 8916 of said code is repealed.

SEC. 6. Section 8916 is added to said code, to read:

8916. The commission is composed of five members, four of whom shall be, and shall have been for a period of not less than five years preceding the date of their appointment, actively engaged and licensed as a yacht and ship broker and shall continue to be so engaged and licensed during the term of their office.

SEC. 7. Section 8917 is added to said code, to read:

8917. Each member of the commission shall be appointed by the Governor for a term of four years, subject to removal by him at his pleasure. Two members of the commission shall be yacht brokers whose principal places of business are located in Northern California; two shall be yacht brokers whose principal places of business are located in Southern California.

The terms of the original commission members shall expire as follows: no more than two members shall expire in any calendar year.

Vacancies shall be filled by the Governor for the unexpired term.

Each member shall hold office until the appointment and qualification of his successor or until six months have elapsed since the expiration of the term for which he was appointed, whichever first occurs. No person shall serve as a member of the commission for more than two consecutive terms.

SEC. 8. Section 8918 is added to said code, to read:

8918. The commission shall organize and elect a president from among its members for a term of one year at the first meeting of each year. The newly elected president shall assume his duties at the conclusion of the meeting at which he was elected. Re-election to office during membership is unrestricted.

The commission shall meet at least twice during each calendar year.

SEC. 9. Section 8919 is added to said code, to read:

8919. All rules and regulations shall become effective not earlier than 30 days after compliance with the procedure provided in Chapter 4 (commencing at Section 11370) of Part 1 of Division 3 of Title 2 of the Government Code.

Special meetings may be called at any time by the president or by any three members of the commission upon notice for such time and in such manner as the commission may provide.

SEC. 10. Sections 8920, 8921, and 8922 of said code are repealed.

SEC. 11. Section 8920 is added to said code, to read:

8920. Three members of the commission shall constitute a quorum for the transaction of business, for the performances of any duty, or the exercise of any power or authority of the commission.

SEC. 12. Section 8921 is added to said code, to read:

8921. Each member of the commission shall serve without compensation for his services, but each member shall be reimbursed for his necessary traveling and other expenses incurred in the performance of his duties.

A vacancy on the commission shall not impair the power of the remaining members to perform all duties and exercise all powers of the commission providing the members remaining constitute a quorum.

SEC. 13. Section 8922 is added to said code, to read:

8922. The commission, with the approval of the director, may:

(a) Appoint a Yacht and Ship Brokers Registrar, fix his compensation, and prescribe his duties.

(b) Regulate and control the issuance and revocation, both temporary and permanent, of the licenses issued under this chapter.

(c) Prescribe rules and regulations to carry this chapter into effect.

(d) Perform all other acts and duties necessary for the proper enforcement of this chapter.

(e) Institute proceedings in any court of competent jurisdiction to enforce the provisions of this chapter by injunction or otherwise.

SEC. 14. Section 8923 is added to said code, to read:

8923. The commission shall adopt a seal with the words "Yacht and Ship Brokers Commission—State of California" and such other device as they may desire thereon, by which they shall authenticate all papers and documents under their control.

Copies of all records and papers in the commission's office shall be received in evidence in all cases, when certified under the hand and seal of the commission, equally and with like effect as the originals.

SEC. 15. Section 8924 is added to said code, to read:

8924. The Attorney General shall act as the attorney for the commission in all actions and proceedings and shall render to the commission opinions upon all questions of law arising under this chapter or in its administration.

SEC. 16. Section 8917 is amended and renumbered to read:

[8917.] 8925. Within 15 days from the time he is notified of his appointment, the [commissioner] registrar shall take his oath of office and file a bond in such penal sum as the director may determine.

SEC. 17. Section 8918 of said code is amended and renumbered to read:

[8918.] 8926. In accordance with the State Civil Service Act, the [commissioner] registrar may select and, with the director's approval, may employ and fix the compensation of such deputies, clerks and assistants as may be necessary properly to administer this chapter.

Neither the [commissioner] registrar nor any deputy, clerk or assistant shall be interested in any company or brokerage firm as director, stockholder, officer, member, agent or employee, nor act as a broker or salesman, or have any interest with any broker or salesman.

The [commissioner] registrar may prescribe the duties of all deputies, clerks and assistants.

SEC. 18. Section 8919 of said code is amended and renumbered to read:

[8919.] 8927. The principal office of the [commissioner] commission shall be in Sacramento. The [commissioner] commission may establish branch offices in San Francisco and Los Angeles and such other cities as may be necessary for the proper administration of this chapter.

SEC. 19. Section 8923 of said code is amended and renumbered to read:

[8923.] 8928. [In addition to his own action, the commissioner] The commission may assist any district attorney and prosecuting attorney in the prosecution of any case arising out of violations of this chapter which constitute a crime.

SEC. 20. Section 8924 of said code is amended and renumbered to read:

[8924.] 8929. Every violation of this chapter is a misdemeanor.

SEC. 21. Section 8925 of said code is amended and renumbered to read:

[8925.] 8930. The [commissioner] commission shall publish or cause to be published on or before July 1st of each year a directory of licensed brokers and salesmen and may publish such additional information as [he] it deems expedient.

[He may also issue a periodical bulletin concerning affairs arising under the administration of this chapter.]

SEC. 22. Section 8931 is added to said code, to read:

The registrar, and any member of the board, may administer oaths for the purpose of administering this chapter.

They may also issue a periodical bulletin concerning affairs arising under the administration of this chapter.

SEC. 23. Section 8926 of said code is amended and renumbered to read:

[8926.] 8932. Within 30 days prior to each [general] regular session of the Legislature, the [commissioner] commission shall submit to the Governor a full and true report of transactions under this chapter during the current biennium, including a complete statement of receipts and expenditures during that period.

SEC. 24. Section 8937 of said code is amended to read:

8937. This chapter does not apply:

- (a) To a transaction involving the sale by a person of his own yacht or ship.
- (b) To services rendered by an attorney at law in performing his duties as such attorney at law, limited to his clients' vessels under litigation or probate.
- (c) To any receiver, trustee in bankruptcy or other person acting under the order of any court.

(d) [To a transaction involving the sale of a new yacht or ship] To any person who is a builder, distributor, or dealer of new boats, yachts, or ships, and this whether or not the title, ownership or possession is in such person at the time of the transaction.

SEC. 25. Section 8937.1 is added to said code, to read:

8937.1. Any person purchasing used yachts or ships for resale must transfer actual title to any such yacht or ship into his name and have in his possession, subject to inspection by the commission, a good and sufficient bill of sale or other fit evidence of title whenever such yacht or ship is not required to be documented with the Marine Registry or registered with the Motor Boat Registry, if such person wishes to claim exemption under this chapter.

SEC. 26. Section 8938.1 of said code is amended to read:

8938.1. The [commissioner] registrar may deny a license upon applicant's failure to:

- (a) Pass the written examination.
- (b) Furnish satisfactory certification of honesty, truthfulness, and good reputation, and recommendations that a license be issued.
- (c) Certify that he has never been convicted of a felony.
- (d) Post the required bond as provided in Section 8938.2. The [commissioner] registrar may also deny a license in the event an applicant has been convicted of a felony.

SEC. 27. Section 8938.2 of said code is amended to read:

8938.2. Every applicant for a broker's license or renewal thereof shall deposit with the [commissioner] ~~commission~~ a good and sufficient surety bond issued by a company authorized to do business in this State in an amount not to exceed one thousand dollars (\$1,000) and in such form and on such conditions as the [commissioner] ~~commission~~ may require for the protection of persons with whom said applicant may deal as a licensee.

SEC. 28. Sections 8938.3 and 8938.4 of said code are repealed.

SEC. 29. Section 8941 of said code is amended to read:

8941. Every license shall be prominently displayed in the office of the broker in which the business of the broker or salesman is transacted.

Every salesman's license shall remain in the possession of the broker by whom the salesman is employed until canceled or until he leaves the employment of the broker. Immediately upon the salesman's withdrawal from the employment of the broker, the broker shall return the salesman's license to the [commissioner] ~~commission~~ for cancellation.

SEC. 30. Section 8943 of said code is amended to read:

8943. Upon the issuance of a license, a pocket card of such size, design, and content as may be determined by the [commissioner] shall ~~commission~~ may be issued without charge to each licensee, if an individual, or if the licensee is a person other than an individual, to its manager and to each of its officers, directors, members, and partners, which card shall be evidence that the licensee is duly licensed pursuant to this chapter. When any person to whom a card is issued terminates his position, office or association with the licensee, the card shall be surrendered to the licensee and within five days thereafter shall be mailed or delivered by the licensee to the [commissioner] ~~commission~~ for cancellation.

SEC. 31. Section 8950 of said code is amended to read:

8950. The [commissioner] ~~commission~~ may upon [his] its own motion and shall upon the verified written complaint of any person, investigate the actions of any broker or salesman, whether or not licensed.

SEC. 32. Section 8951 of said code is repealed.

SEC. 33. Section 8952 of said code is amended to read:

8952. The proceedings under this article shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the [commissioner] ~~commission~~ shall have all the powers granted therein.

SEC. 34. Section 8954 of said code is amended to read:

8954. The [commissioner] ~~commission~~ may suspend or revoke the license of a broker or salesman who has committed any of the following acts:

- (a) Makes a false statement or promise upon which any person has relied;
- (b) Makes a false [promise] ~~warranty~~ of a character likely to influence, persuade or induce any person with whom business is transacted under this chapter;
- (c) Engages in a continued and flagrant course of misrepresentation or makes false [promises] ~~warranties~~, whether or not relied upon by another person;
- (d) Acts for the buyer and seller in a transaction without the knowledge and consent of both parties;
- (e) Commingles the money or other property of his principal with that of his own;
- (f) Does any of the acts or participates in any of the transactions defined in Section 8902 of this code with respect to any yacht or ship not registered in accordance with the provisions of Sections 3101 to 3112, inclusive, of the Revenue and Taxation Code;

- (g) Performs any act or participates in any transaction which belongs to or is connected with a class or activity other than the class for which he is licensed;
- (h) Uses coercive or oppressive methods for the purpose of obtaining business or of procuring an exclusive listing, or participating in a transaction knowing that such means have been or will be used therein;

- (i) Quotes prices other than the gross listing prices;
- (j) Engages in any other conduct constituting fraud or dishonest dealings, either with respect to his principal or other persons.

SEC. 35. Section 8955 of said code is amended to read:

8955. The [commissioner] ~~commission~~ may suspend or revoke the license of a broker or salesman who within three years immediately preceding has committed any of the following acts or against whom and within said period any of the following conditions exist:

- (a) Procuring a license under this chapter for himself or another by fraud, misrepresentation, or deceit;
- (b) Has been convicted of a felony and has withheld information of that fact from the [commissioner] ~~commission~~;

- (c) Knowingly authorizes, directs, connives, or aids in the publication, advertisement or distribution or circulation of any material false statement or misrepresentation concerning his business or any such transaction under this chapter[.];

- [(d) Wilfully disregards or violates any of the provisions of this chapter;]

- [(e) Wilfully uses the term "yacht and ship broker" or "yacht and ship salesman" without being licensed as such.]

SEC. 36. Section 8966 of said code is amended to read:

8966. If a license is not renewed by February 1st of the year succeeding the period for which the license was granted or renewed, the license shall become delinquent. A delinquent license shall be reinstated upon the filing of an application and the payment of the renewal fee and a penalty, but not otherwise. The penalty shall be an amount equal to the amount of the renewal fee or fees which the licensee would have been required to pay to keep his license from becoming delinquent.

Every delinquent license that is not reinstated within two years of the date when the license became delinquent shall become forfeited and shall not be reinstated.

Every person holding a forfeited license shall forthwith return such license to the commission, upon the demand of the [commissioner] registrar, and no application for a new license shall be accepted and no license shall be issued until the lapse of six months after the return of the forfeited license.

Every application for the reinstatement of a delinquent license shall be sworn to before a notary public or other person authorized to take acknowledgments under oath. The application shall state that applicant has not performed any act nor participated in any transaction described in Section 8902 hereof, during the period in which his license was delinquent, and that he has not been guilty of an offense nor done any act that would have been a cause for the suspension or revocation of his license, as set forth in Sections 8954 and 8955 hereof.

SEC. 37. Section 8967 of said code is amended to read:

8967. All fees charged and collected under this chapter shall be paid by the [commissioner] commission at least once a month, accompanied by a detailed statement into the State Treasury to the credit of the Yacht and Ship Brokers Fund.

All money paid into the State Treasury and credited to this fund is appropriated to carry out the provisions of this chapter and shall be paid in the manner provided by law.

The [commissioner] commission may establish a revolving fund in such an amount as [he] it may determine, subject to the approval of the director.

SEC. 38. Section 8968 is added to said code, to read:

8968. All license fees shall be paid in advance of issuing the license and the taking of examinations. The fee for the license shall be returned to the applicant if he fails to pass the examination.

SEC. 39. Section 8969 of said code is repealed.

SEC. 40. Section 8970 of said code is amended to read:

8970. The [commissioner] commission shall charge and collect the following fees:

1. One hundred dollars (\$100) for every original broker's license, regardless of class.

2. [An annual renewal fee for every original broker's license, regardless of class, which fee shall be set annually by the commissioner, with the approval of the director, at not more than sixty dollars (\$60) and not less than thirty-five dollars (\$35).] *Fifty dollars (\$50) for the annual renewal of an original broker's license, regardless of class.*

3. Ten dollars (\$10) for every original salesman's license, regardless of class.

4. [An annual renewal fee for every salesman's license, regardless of class, which fee shall be set annually by the commissioner, with the approval of the director, at not more than fifteen dollars (\$15) and not less than five dollars (\$5).] *Ten dollars (\$10) for annual renewal of a salesman's license, regardless of class.*

5. Fifteen dollars (\$15) for a broker's or salesman's examination. Fifteen dollars (\$15) for each examination to increase the scope of a B or C license.

6. [One hundred dollars (\$100).] *Fifty dollars (\$50) for any licensee holding a B or C license, who wishes to convert such license to an A license.*

7. Five dollars (\$5) for a salesman's temporary license.

8. [A fee for every license obtained by a broker for a branch office, and a fee for every renewal thereof, which license fee and which renewal fee shall each be set annually by the commissioner, with the approval of the director, at not more than fifteen dollars (\$15) and not less than five dollars (\$5).] *Ten dollars (\$10) for every license obtained by a broker for a branch office, and for every renewal thereof.*

9. [One dollar (\$1).] *Five dollars (\$5) for changing the name or address of a licensee on the records of the department.*

10. [One dollar (\$1).] *Five dollars (\$5) for every transfer of a salesman's license for every change of employment.*

11. [One dollar (\$1).] *Five dollars (\$5) for a duplicate license.*

12. Ten dollars (\$10) for the substitution of a name in the license of a corporation or copartnership, and an examination fee of fifteen dollars (\$15).

SEC. 41. Section 8971 of said code is amended to read:

8971. The [commissioner] commission shall have the power to adopt rules and regulations classifying yacht and ship brokers or salesmen, on the following basis:

A license issued to a broker or salesman shall be limited to the class or classes for which the applicant has demonstrated his qualifications and fitness by his application and examination.

No salesman shall be licensed in any class other than that for which the employing broker is licensed.

A person shall be deemed qualified to be licensed as a broker [only] if, as shown by the affidavits of two responsible persons, he has, *or has the equivalent of*:

- (a) Held master papers for a period of one year or has owned and operated a shipyard, or ship repair facility, or a landing or mooring basin or has been a marine surveyor, or has been a foreman or superintendent of a shipyard for a period of one year, prior to making an application;
- (b) Been licensed by this or another state for a period of one year; or
- (c) Been employed as a yacht or ship salesman for at least one year.
- (d) Been engaged in the steamship business for a period of one year, as owner or operator.

Sec. 42. Section 8971.5 of said code is amended to read:

8971.5. The [commissioner] *commission* shall issue licenses for the following classes:

- (a) Yacht and ship brokers or salesmen, covering all phases of the business.
- (b) Yacht Brokers or Salesmen. Those handling transactions involving vessels under three hundred (300) gross tons.
- (c) Ship Brokers or Salesmen. Those handling transactions involving yachts and ships in excess of three hundred (300) gross tons.
- (d) Charter Brokers or Salesmen. Those handling transactions involving the chartering of mercantile vessels, regardless of tonnage.

Sec. 43. Section 8972 of said code is repealed.

Sec. 44. Section 8972.1 of said code is amended to read:

8972.1. The [commissioner] *commission* shall ascertain by written examination that the applicant, and in the case of a partnership or corporation, that each officer, agent or member, thereof, through whom it proposes to act as a licensee, has a general and fair understanding of the obligations between principal and agent, of the principles of yacht and ship brokerage practices, and the canons of business ethics pertaining thereto.

Sec. 45. Section 8973 of said code is amended to read:

8973. The [commissioner] *registrar* shall select suitable and appropriate questions for the written examination for each class for which the applicant has made application, in order to determine the applicant's knowledge of and experience in the [following subjects:] *appropriate subjects*.

- [1. Yacht and Ship Brokers' Act.]
- [2. California lien laws relating to vessels.]
- [3. California Labor Code, relating to employees on yachts or ships.]
- [4. Federal Seaman's Act (known as the "Jones Act").]
- [5. Methods of determining the stability of a vessel.]
- [6. Latent defects in a vessel.]
- [7. Commercial charters and fishing boat agreements.]
- [8. United States Department of Commerce procedure relating to registration of documented vessels.]
- [9. Pleasure boat charters.]
- [10. Department of Commerce procedure relating to registration of certificated boats.]
- [11. Revenue and Taxation Code relating to vessels.]
- [12. Personal property liens relating to dry storage.]
- [13. Maritime procedure in connection with the transfer of flags on vessels.]
- [14. Wood-destroying infestation found in vessels, and identification and prevention of same.]
- [15. Various types of sailing vessels.]
- [16. Various types of marine engines, both gas and diesel.]
- [17. How to determine the physical condition of the hull, her machinery and appurtenances.]
- [18. Methods of making loans on vessels.]
- [19. What vessels are exempt from documentation or certification.]
- [20. Responsibility of broker as a fiduciary agent.]
- [21. Various types of material used in the construction of vessels.]
- [22. Marine insurance.]
- [23. Various makes of stock-built cruisers, speed boats, and small craft.]
- [24. Various types of transoms used in the construction of vessels.]
- [25. Navigation laws of the United States.]

Sec. 46. Section 8975 of said code is amended to read:

8975. Temporary licenses may be issued to salesmen under the following conditions:

- (a) Such licenses shall be issued for a period not to exceed (60) days *and only one such license shall be issued to each applicant*.
- (b) An application must be filed for a temporary license and for a permanent license, and at the same time the applicant must pay the prescribed fee.
- (c) The applicant must state under oath his qualifications for the position of salesman, and must show that he has not been guilty of any conduct and has not done any act that would constitute good cause for the suspension or revocation of a permanent license.

(d) On or before the expiration date of the temporary license, such licensee shall take a written examination for a permanent license of the class or classes which he selects and for which he is qualified. If without valid excuse he fails to appear for the examination at the time prescribed, the examination fee shall be forfeited."

Amendment No. 3

On page 1, strike out lines 6 to 22, inclusive.

Amendment No. 4

Strike out pages 2 to 13, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 2312

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 2312

Senator Murdy moved that Senate Bill No. 2312 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2312—An act to amend Sections 70 and 79 of, and to add Section 70.5 to, the Civil Code, relating to solemnization of marriages by clergymen.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "licensed", and insert "who hold a certificate issued".

Amendment No. 2

On page 1, line 13, after "clergyman", insert "is an active member of, and".

Amendment No. 3

On page 1, line 13, strike out "the", and insert "a recognized".

Amendment No. 4

On page 1, strike out lines 14 to 23, inclusive, and insert "ligious denomination, the county clerk of the county in which the applicant resides shall issue him a certificate to solemnize marriages. No fee shall be charged for such certificate. The Secretary of State shall furnish each county clerk with a list of those religious denominations which for such purposes of civilly solemnizing marriages have been determined to be recognized religious denominations, and organizations may petition the Secretary of State to be placed on such list.

As used in this section a "recognized religious denomination" is an organization which has been determined by the Secretary of State as organized and functioning to administer to the religious or spiritual needs of its members. Such status shall not be denied any organization without a public hearing, upon notice.

Nothing in this section shall be construed as affecting the free exercise and enjoyment of religious profession and worship nor to affect the conduct of any religious ceremony."

Amendment No. 5

On page 2, line 4, strike out "licensed under", and insert "holding a certificate issued pursuant to".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which were referred:

Senate Bill No. 1643

Senate Bill No. 1915

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 1643

Senator Breed moved that Senate Bill No. 1643 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1643—An act to add Section 30609 to the Streets and Highways Code, relating to crossings of San Francisco Bay, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "the authority and".

Amendment No. 2

On page 1, line 9, strike out "authority", and insert "department".

Amendment No. 3

On page 1, strike out lines 11 to 15, inclusive, and insert "traffic. Such revisions may include work necessary for the routing of traffic in one direction on each deck of the bridge.

The department may use for such purposes any funds now on hand from the revenues of the San Francisco-Oakland Bay Bridge, and the future revenues of the bridge accruing up to July 1, 1961, or so much thereof as may be necessary, over and above those required to repay the State Highway Fund as required by Sections 30605 and 30607, and to provide the costs of maintenance, operation, insurance and other expenses of the San Francisco-Oakland Bay Bridge.

In the event bonds are to be issued for the construction of the Southern Crossing to be secured by the revenues of the San Francisco-Oakland Bay Bridge, the authority may provide for the completion of the work on the San Francisco-Oakland Bay Bridge from the proceeds of bonds to be included in such an issue or it may reserve from the revenues which would secure such a bond issue sufficient revenues to complete the work."

Amendment No. 4

On page 1, after line 20, insert

"Authority to discontinue transbay rail service on the presently existing rail lines and the substitution of motor coach service therefor has, subject to certain conditions, been granted by the State Public Utilities Commission. Traffic is already congested on the San Francisco-Oakland Bay Bridge and the cessation of train service would result not only in increased congestion, but in leaving one half of the lower deck of the bridge unused. The necessary construction work to permit complete use of the entire surface of the bridge should be undertaken immediately so that the congestion following the cessation of rail service can be limited to as short a time as possible. It is, therefore, necessary that this act shall take immediate effect."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND SENATE BILL NO. 1915

Senator Brown moved that Senate Bill No. 1915 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1915—An act to amend Section 249.01 and to add Section 249.15 to, the Vehicle Code, relating to caravanning and registration of vehicles.

Bill read second time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Sections 249.01 and to add Section 249.15 to," and insert "amend Section 379 of".

Amendment No. 2

In lines 2 and 3 of the title, strike out "caravanning and registration of vehicles", and insert "the seizure and sale of vehicles for delinquent fees".

Amendment No. 3

On page 1, strike out lines 1 to 22, inclusive, and insert

SECTION 1. Section 379 of the Vehicle Code is amended to read:

379. Seizure and Sale of Vehicle. (a) Every registration or transfer fee and any penalty added thereto, from the date the same become due, constitute a lien upon the vehicle for which due.

(b) Except as otherwise provided in subdivision (c), the department shall collect such fee and any penalty by seizure of such vehicle from the person or persons in possession thereof, if any, and by the sale of such vehicle.

When a vehicle that has been seized to satisfy a lien of the department for fees and penalties is appraised at a value not exceeding twenty-five dollars (\$25), by an officer or employee of the department, the sale shall be conducted in the manner set forth in this section.

The department, when conducting the sale of such vehicle through an officer or employee of the department, may bid for such vehicle through the officer or employee conducting the sale, an amount not to exceed the amount of the lien held by the department.

In all cases where there are no bids offered for the vehicle, or if the highest bid offered does not exceed ten dollars (\$10), the vehicle shall become the property of the department as compensation for cost to the department in conducting the sale. In such cases, and in the cases where the department has bid in the vehicle at the sale, such vehicles shall not be registered for the current year or any other year by the department, but shall be reduced to junk and sold by the department as such. The proceeds, if any, of such sale shall be deposited in the Motor Vehicle Fund.

It shall be the duty of the California Highway Patrol to make or assist with the seizure and impounding of any such vehicle and the duty of the Registrar of Vehicles or his authorized representative to conduct the sale in the same manner as provided by law for the seizure and sale of personal property by the assessor for the collection of taxes due on personal property.

Notice of the sale shall be given by the department to the legal owner, if there is both a legal and a registered owner, of the vehicle at least 10 days prior to the date of the sale by registered mail addressed to such owner at his last known address appearing on the records of the department. At any time before the sale any legal owner so notified may pay the department the full amount of the delinquent fee and penalty, plus any costs incurred by the department in arranging for the sale, in which event the sale shall not be held and the vehicle seized shall be returned by the department to the person entitled to its possession.

(c) When the department determines that the cost of collection of any fee, penalty, or both, by seizure and sale as provided herein will exceed the proceeds to be realized therefrom the department need not pursue this method of collection. The provisions of this subdivision shall be limited to vehicles of a value of fifty dollars (\$50) or less as appraised by an officer or employee of the department or the California Highway Patrol; and provided further, that such vehicle shall be reduced to junk. The department shall indicate its intention to refrain from collection of fees or penalties by seizure and sale as provided herein by affixing an appropriate notice to each such vehicle concerned.

(d) Every lien and every cause of action for any delinquent fee or penalty under this code shall expire at the expiration of three years from the date any such fee became due.

(e) *If a vehicle subject to any lien created by this section is repossessed by the legal owner for the purpose of enforcing his security interest, or sold to a bona fide purchaser, the lien and any penalties that may have accrued cease to exist upon payment of current registration fees as provided in this division."*

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 625

Senate Bill No. 1225

Senate Bill No. 1658

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 625

Senator Desmond moved that Senate Bill No. 625 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 625—An act to amend Sections 16650, 16651, 16652, 16670, 16671, 16672, 16673, 16674, 16675, 16676, 16677, and 16678 of the Government Code, relating to remission of funds to fiscal agent for payment of state bonds and coupons.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate April 1, 1957, strike out "and 16678", and insert "16678, 16734, 16770, 16771, 16772, and 16773".

Amendment No. 2

On page 2, line 35, strike out "Treasurer", and insert "purchaser".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 3, after line 25, insert

"Sec. 12.5. Section 16734 of said code is amended to read:

16734. Both principal of and interest on the bonds shall be payable in lawful money of the United States, at the Office of the State Treasurer, or at the office of [the] any state fiscal agent [in the City of New York, State of New York], or at the office of any duly authorized agent of the State Treasurer.

Sec. 13. Section 16770 of said code is amended to read:

16770. The State Treasurer, directly or through [the] state fiscal [agent] agents, [at New York, New York,] or [through a] other duly authorized [agent] agents, shall, on the respective dates of maturity of all bonds, or on the date fixed for the prior redemption of any thereof which may be duly called for redemption, and on the respective due dates of all coupons pertaining to any of said bonds, other than coupons canceled because of the redemption of any of said bonds prior to maturity, or as soon thereafter as said bonds or coupons respectively are surrendered to him, or to any such state fiscal agent, or other duly authorized agent, pay the same.

Sec. 14. Section 16771 of said code is amended to read:

16771. Upon the payment of any such bond or coupon, the State Treasurer, or such state fiscal agent, or other duly authorized agent, shall perforate the same with a suitable device in a manner to indicate such payment and a record of such payment shall be made thereof. The State Treasurer, or [such] state fiscal [agent] agents, or other duly authorized [agent] agents, shall also on the respective dates of maturity of any such bonds which have been executed but which remain unsold, cancel the same by perforation with a suitable device in a manner to indicate such cancellation and the date thereof, and on the respective due dates of all coupons attached to any such bond remaining unsold, shall detach all such coupons the due date of which has been reached, and cancel them in the same manner as provided for the cancellation of bonds remaining unsold.

Sec. 15. Section 16772 of said code is amended to read:

16772. Not less than ten (10) years after the maturity date of bonds or coupons, the State Treasurer, or [such] state fiscal [agent] agents, or other duly authorized [agent] agents, may destroy or cremate any or all bonds and any or all coupons pertaining thereto which have been previously paid or canceled as provided herein.

Sec. 16. Section 16773 of said code is amended to read:

16773. Whenever any payment of principal of any bonds shall become due, either upon the maturity of any of the bonds or upon the redemption thereof prior to maturity, and whenever any interest on any of the bonds shall fall due, warrants shall be drawn against the appropriation made by the bond act from the General Fund by the State Controller in favor of the State Treasurer, or [the] state fiscal [agent] agents, or other duly authorized [agent] agents, pursuant to claims filed with the State Controller by the State Treasurer, in the amounts so falling due."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 1225

Senator Miller moved that Senate Bill No. 1225 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1225—An act to amend Sections 70, 73, and 76 of, and to add Section 72 to, the Agricultural Code, relating to the California State Fair and Exposition.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 70, 73, and 76", and insert "Section 70".

Amendment No. 2

In line 3 of the title, after "Exposition", insert "and other fairs and expositions".

Amendment No. 3

On page 1, lines 4 and 5, strike out "Division of Fairs and Expositions of the Department of Agriculture", and insert "California Fairs and Exposition Commission".

Amendment No. 4

On page 1, strike out line 7, and insert

"Sec. 2. Section 72 is added to said code, to read:

72. There is in the State Government a California Fairs and Exposition Commission.

The commission consists of five members appointed by the Governor and confirmed by the Senate, with the chairman of the board as designated by the Governor.

The term of office of the members is four years, except that two of the original members designated by the Governor shall hold office for two years only.

Members of the commission shall receive twenty dollars (\$20) per day for each meeting of the board and reasonable necessary traveling expenses.

The commission succeeds to and is vested with all of the powers, duties, purposes, and responsibilities in matters pertaining to fairs and expositions in this State vested in the Fairs and Exposition Division of the Department of Finance and the Department of Finance except the supervision and control of fiscal affairs exercised pursuant to Chapter 3 (commencing with Section 13290) of Part 3, Division 3, Title 2 of the Government Code."

Amendment No. 5

On page 1, strike out lines 8 to 27, inclusive; and on page 2, strike out lines 1 to 47, inclusive, and insert

"Sec. 3. All persons, other than temporary employees serving in State Civil Service and engaged in the performance of functions transferred to the California Fairs and Exposition Commission shall remain in the state civil service and are hereby transferred to the California Fairs and Exposition Commission on the effective date of this act. The status, position and rights of such persons shall not be affected by their transfer and shall continue to be retained by them pursuant to the State Civil Service Act, except as to positions the duties of which are vested in a position that is exempt from civil service.

All public property, real or personal, of any state agency or officer used primarily or principally in carrying out of any function, or acquired in connection with the exercise of any function, which function is transferred to the California Fairs and Exposition Commission is hereby transferred to the commission."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 1658

Senator Miller moved that Senate Bill No. 1658 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1658—An act to add Section 1322 to the Government Code, relating to appointment of officers by the Governor that require Senate confirmation.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 9, inclusive, and insert "1322. In addition to any other statutory provisions requiring confirmation by the Senate of officers appointed by the Governor, the appointments by the Governor of the following officers and the appointments by him to the listed boards and commissions are subject to confirmation by the Senate:

- (a) Board of Administration, State Employees' Retirement System.
- (b) Board of Dental Examiners.
- (c) Board of Directors, California State Fair and Exposition.
- (d) Board of Directors, State Compensation Insurance Fund.
- (e) Board of Examiners in Veterinary Medicine.
- (f) Board of Governors, State Nautical School.
- (g) Board of Medical Examiners.
- (h) Board of Nurse Examiners.
- (i) Board of Osteopathic Examiners.
- (j) Board of Pilot Commissioners for Humboldt Bay.
- (k) Board of Pilot Commissioners for Harbor of San Diego.
- (l) Board of Vocational Nurse Examiners.
- (m) California Horse Racing Board.
- (n) California State Board of Architectural Examiners.
- (o) California State Board of Landscape Architects.
- (p) California State Board of Pharmacy.
- (q) California Toll Bridge Authority.
- (r) Certified Shorthand Reporters Board.
- (s) Chief, Division of Apprenticeship Standards.
- (t) Chief, Division of Housing.
- (u) Chief, Division of Industrial Safety.
- (v) Industrial Safety Commissioner.
- (w) Chief, Division of Industrial Welfare.
- (x) Industrial Welfare Commissioner.
- (y) Chief, Division of Labor Law Enforcement.
- (z) Chief, Division, State Compensation Insurance Fund.
- (aa) Commissioner of Corporations.
- (bb) Commission of Housing.
- (cc) Contractors State License Board.
- (dd) Director of Agriculture.
- (ee) Director of Finance.
- (ff) Director of Mental Hygiene.
- (gg) Director of Motor Vehicles.
- (hh) Director of Natural Resources.
- (ii) Director of Professional and Vocational Standards.
- (jj) Director of Public Health.
- (kk) Director of Public Works.
- (ll) Director of Recreation.
- (mm) Director of Veterans Affairs.
- (nn) Real Estate Board.
- (oo) Real Estate Commissioner.
- (pp) Reclamation Board.
- (qq) Recreation Commission.
- (rr) State Athletic Commission.
- (ss) State Board of Accountancy.
- (tt) State Board of Barber Examiners.
- (uu) State Board of Chiropractic Examiners.
- (vv) State Board of Cosmetology.
- (ww) State Board of Funeral Directors and Embalmers.
- (xx) State Board of Guide Dogs for the Blind.
- (yy) State Board of Optometry.
- (zz) State Board of Public Health.
- (aaa) State Board of Registration for Civil and Professional Engineers.
- (bbb) State Librarian.
- (ccc) State Water Pollution Control Board.
- (ddd) Structural Pest Control Board.
- (eee) Superintendent of Banks."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 1436

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 1436

Senator Collier moved that Senate Bill No. 1436 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1436--An act to amend Section 1062 of the Public Utilities Code, relating to motor vehicle carriers.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 1062", and insert "Sections 1062, 3511, and 3911".

PRINTER'S NOTE.—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 31, insert

"SEC. 2. Section 3511 of said code is amended to read:

3511. "Highway carrier" means every corporation or person, their lessees, trustees, receivers or trustees appointed by any court whatsoever, engaged in transportation of property for compensation or hire [as a business] over any public highway in this State by means of a motor vehicle, except that "highway carrier" does not include:

(a) Carriers operating exclusively within the limits of a single city or city and county.

(b) Any farmer resident of this State who occasionally transports from the place of production to a warehouse, regular market, place of storage, or place of shipment the farm products of neighboring farmers in exchange for like services or for a cash consideration or farm products for compensation.

(c) Persons or corporations hauling their own property.

(d) Any farmer operating a motor vehicle used exclusively in the transportation of his livestock and agricultural commodities or in the transportation of supplies to his farm.

(e) Any nonprofit agricultural cooperative association organized and acting within the scope of its powers under Chapter 4, Division 6 of the Agricultural Code to the extent only that it is engaged in transporting its own property or the property of its members.

SEC. 3. Section 3911 of said code is amended to read:

3911. "Carrier" means every corporation or person, their lessees, trustees, receivers or trustees appointed by any court whatsoever, engaged in the transportation of property for compensation or hire [as a business] over any public highway in

any city or city and county in this State by means of a motor vehicle, except that "carrier" does not include:

(a) Any farmer resident of this State who occasionally transports from the place of production to a warehouse, regular market, place of storage, or place of shipment the farm products of neighboring farmers in exchange for like services or for a cash consideration or farm products for compensation.

(b) Persons or corporations hauling their own property.

(c) Any farmer operating a motor vehicle used exclusively in the transportation of his livestock and agricultural commodities or in the transportation of supplies to his farm.

(d) Any nonprofit agricultural cooperative association organized and acting within the scope of its powers under Chapter 4, Division 6 of the Agricultural Code to the extent only that it is engaged in transporting its own property or the property of its members."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 2178

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 2178

Senator Desmond moved that Senate Bill No. 2178 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2178—An act to amend Section 24048 of, and to add Sections 24048.1, 24048.2, 24048.3, and 24048.4 to, the Business and Professions Code, all relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 19, of the printed bill, strike out "October 20th", and insert "November 1st".

Amendment No. 2

On page 1, line 24, strike out "1st", and insert "31st".

Amendment No. 3

On page 2, line 1, strike out "1st", and insert "31st".

Amendment No. 4

On page 2, line 1, strike out "January 31st", and insert "February 15th".

Amendment No. 5

On page 2, line 7, strike out "January", and insert "February".

Amendment No. 6

On page 2, line 8, strike out the first "31st", and insert "15th".

Amendment No. 7

On page 2, line 8, strike out "January 31st", and insert "February 15th".

Amendment No. 8

On page 2, line 11, strike out "1st", and insert "15th".

Amendment No. 9

On page 2, line 14, strike out "1st", and insert "15th".

Amendment No. 10

On page 2, line 21, strike out "January 20th", and insert "February 5th".

Amendment No. 11

On page 2, line 37, strike out "October 20th", and insert "November 1st".

Amendment No. 12

On page 2, line 45, strike out "April 20th", and insert "May 1st".

Amendment No. 13

On page 2, line 50, strike out "1st", and insert "30th".

Amendment No. 14

On page 3, line 1, strike out "1st", and insert "30th".

Amendment No. 15

On page 3, line 1, strike out "July 31st", and insert "August 15th".

Amendment No. 16

On page 3, line 7, strike out "July 31st", and insert "August 15th".

Amendment No. 17

On page 3, line 8, strike out "July 31st", and insert "August 15th".

Amendment No. 18

On page 3, line 11, strike out "1st", and insert "15th".

Amendment No. 19

On page 3, line 13, strike out "1st", and insert "15th".

Amendment No. 20

On page 3, line 20, strike out "July 20th", and insert "August 5th".

Amendment No. 21

On page 3, line 36, strike out "April 20th", and insert "May 1st".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred: Senate Bill No. 244

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 244

Senator Short moved that Senate Bill No. 244 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 244—An act to add Division 8 to the Welfare and Institutions Code, relating to community mental health services.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 19, of the printed bill as amended in Senate March 25, 1957, after the period, insert "It is the intent of this act that services to individuals shall be rendered only upon voluntary application or court commitment under existing law."

Amendment No. 2

On page 4, line 39, after "hospitals", insert "and in nonprofit psychiatric hospitals which are affiliated as the psychiatric division of or with a general hospital".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 1504

Senate Bill No. 1798

Senate Bill No. 1806

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 1504

Senator Farr moved that Senate Bill No. 1504 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1504—An act to amend Section 3342 of the Civil Code, relating to the liability of dog owners.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

In line 4 of the printed bill, strike out "attacked", and insert "bitten by the dog, or suffers serious physical injuries by reason of an attack".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1798

Senator Farr moved that Senate Bill No. 1798 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1798—An act to amend Section 1106 of the Penal Code, relating to special agents of the Bureau of Criminal Identification and Investigation.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1106", and insert "11006".

Amendment No. 2

On page 1, line 1, strike out "1106", and insert "11006".

Amendment No. 3

On page 1, line 3, strike out "1106", and insert "11006".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1806

Senator Farr moved that Senate Bill No. 1806 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1806—An act to amend Section 190 and to repeal Section 189 of the Penal Code, relating to the degrees of, and punishment for, murder.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "Every person guilty of murder in the first degree shall suffer", and insert "All murder which is perpetrated by means of poison, or lying-in-wait, or torture, or which is committed in the perpetration of, or attempt to perpetrate, arson, rape, robbery, burglary, mayhem, or any act punishable under Section 288, or which is committed in the course or for the purpose of resisting or avoiding or preventing a lawful arrest, or of effecting or assisting an escape or rescue from legal custody, or which is committed against a prison officer acting in the execution of his duty or of a person assisting a prison officer so acting by a person who was a prisoner when he committed the murder, or which is committed against a peace officer acting in the execution of his duty or of a person assisting a peace officer so acting, shall be punishable by".

Amendment No. 2

On page 1, lines 6 and 7, strike out "same; and every person guilty of murder in the second degree", and insert "punishment; all other murder shall be".

Amendment No. 3

On page 1, lines 8 through 12, strike out "provided, that this section is to apply to all persons now serving sentence in a state prison for murder of the second degree and the sentence of such persons may be modified or reduced to conform to this section".

Amendment No. 4

On page 1, line 18, insert

"The word "prison" as used in this section means all institutions and prison facilities over which the Department of Corrections has jurisdiction and all facilities over which the Department of Youth Authority has jurisdiction.

The word "prison officer" as used in this section means any member of the staff of the Department of Corrections or the Department of the Youth Authority.

The word "prisoner" as used in this section means any person who is undergoing imprisonment or detention in a prison, whether under sentence or not, or who, while liable to imprisonment or detention in the prison, is unlawfully at large."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

ADJOURNMENT

At 5.40 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, April 25, 1957.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-FOURTH LEGISLATIVE DAY

SEVENTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, April 25, 1957

The Senate met at 3 p.m.

Hon. John F. McCarthy, vice chairman of the Committee on Rules of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobe, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

Lord, God, Almighty—may Thy spirit be with us this day to broaden and deepen our lives. Teach us, Lord, a fuller understanding of our great political and spiritual heritage. Give us a still stronger faith in the sacred rights of human equality—life, liberty, and the pursuit of happiness. When doubts assail us, be Thou with us to save us from confusion and distrust. Make us truly tolerant of the opinions of others. May we make every effort to understand and appreciate the beliefs, practices and habits of our fellow man. We declare our dependency upon Thee and we acknowledge that Thou art the source of all our blessings. Teach us this day the true meaning of loyalty and may our patriotism imbue us with a sense of responsibility for the right use of the blessings with which Thou hast endowed our State. May our loyalty and patriotism satisfy our deepest moral and spiritual wants and act as a powerful influence for justice, freedom and peace in the lives of all our citizens. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Gibson, on motion of Senator Sutton, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the American Association of University Women from Antioch: Mrs. Dante Casolari, Mrs. Robert Reed, Mrs. F. J. Hodges, Mrs. Louise Felin, Mrs. Jean Turner, Mrs. Imogene Showers, Mrs. Howard Lauritzen, Mrs. Nick Franzen, Mrs. Victor Parachini, Mrs. Wm. Cakebread, Mrs. Sigmund Schary, Mrs. Frank Allen, Mrs. Tom Roberts, and Mrs. Maud Mehaffey.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Axel Mikkelsen, Mr. Ansel Robinson, Dr. Guy West, Mr. Tom Weems, Mr. Mulligan, and the following foreign students from San Francisco State College: Myrtle Hollister, campus representative; Maria Paz Bandong, Philippines; Giacomo Busetto, Italy; Irma Castellanos, El Salvador; Laura Castellanos, El Salvador; Haydee Castillo, El Salvador; Cassiani Contou, Greece; Madhuri Desai, India; Garbis Eldemir, Turkey; Eze E. Ethelbert, Nigeria; Teresita Framo, Philippines; Rafaela M. Gavino, Philippines; Rory Graffman, American; Kamal Hassan, Jordan; Yusef A. Hindeyeh, Jordan; Tsugio Hori, Japan; Emiliand F. Jesuitas, Philippines; John Kandarakis, Greece; Yasuo Kawabe, Japan; Kamal Kishore, India; Parviz Pierre Ladhon, Iran; Khoa D. Lam, South Viet Nam; Francois LePicard, Indo China; M. C. Lin, China; Manuel I. Maciatag, Philippines; Robin MacDonald, Scotland; Yung Lai Ma, China; Constantine Mastrovannia, Greece; Kazumi Miyana, Japan; David Noursi, Jordan; Ina C. Platon, Philippines; Yiannis Perrottis, Greece; Kazuko Sasano, Japan; Muazzez Sener, Turkey; Romana Sison, Philippines; Henry Stavan, Czechoslovakia; Nelly Sugayan, Philippines; Naoyaki Sugimura, Japan; Librada Temporal, Philippines; Francisco Tropea, Brazil; Tom Tsiambas, Greece; and Yusuf Uraiqat, Jordan.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Doyle, Mrs. Hunt, Mr. Shephens, Mrs. Rice, Mr. Gabriel, and the following students from Edendale School, San Lorenzo School District: Stephen Armknecht, Ruth Ann Akers, Eugene Bates, Sue Blankenship, Nancy Bramlett, Edwin Buck, Alfred Buckner, Betty Conley, Elizabeth Devine, Jerry Engbrecht, Linda Featherstone, Virginia Fernandes, Sherry Forsyth, Shirley Gomes, Marilea Gordon, Kathleen Heavingham, Wayne Huseby, Judith Keshishian, James Laing, Gerald Moller, Donald Neal, Roger Ponessa, Floyd Price, Gloria Ramos, Melvin Sherbourne, Diane Silva, Thomas Stang, Lorraine Walden, James Watkins, James White, Linda Woods, Bruce Schlicher, Ronald Scoggin, Gloria Scroggins, Bernie Shanklin, Joy Simonson, Eugene Simpson, Gail Smith, Frank Spurek, Patricia Snyder, Phyllis Tamagri, John Teixeira, Susan Viele, William Vinson, Ronald Westerfield, Sharon Amaral, John Broomall, Jerry Brown, Olivia Brown, Robert Canon, Sharon Clement, Steven Cornelius, Barbara Foglia, Sue Gray, Orvil Linder, Wesley Merrill, Sharon Meyer, Harold Moore, Irvin Pearce, Patsy Peters, Marilyn Ryall, James Sanchez, Eleanor Saugar, Diana Watson, John Moreno, Charles Musselman, LeRoy Shilts, Rhom Stone, Rodney Stone, and Sandra Wallace.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Kay Incardona, Mr. Frank Hale, Miss Esther Talbot, and the following students from Edwin Markham Junior High School, San Jose: Mel Anderson, Patricia Andries, Michael Ayer, Bill Azevedo, Betty Belloli, John Bollinger, Warren Billich, Susette Bonn, Beverly Britton, Judy Brown, Jeanie Burford, Katherine Burns, Dawn Carlson, Pat Comer, Ethel Compton, Elizabeth J. Corey, Joyce Crunklaw, Judy Cross, Terry Currin, Bonnie DeMalta, Judy Dixon, Betty Drury, Betty Ereno, Victor Erickson, Karin Fleishman, John Gardiner, Anne George, Adria Gerrans, Gayle Glendenning, Michael Cold, Esther Gonzales, Susanne Gregg, Norman Hall, Lauren Harding, Dave Harris, Ellen Hebler, Sharon Herndon, Judy Hilton, Marilyn Hunt, Barbara Hutton, Raymond Jarvi, Bob Johnson, Ken Johnson, Jean Jorgensen, Kathleen Julio, Carolyn Kalsched, Martha Keith, Carol Kincaid, Nancy Lang, Arleen Langley, Helen Lamson, Bob Liden, Ann Lindsay, Judy Mazzaglia, James McDonald, Barbara Miller, Ken Moog, Gary Mylar, Stewart Park, Gibbe Parsons, Judy Penniman, Sandra Pierotti, Carolyn Quinn, Marilyn Reid, Sherry Rae Ring, Bruce Robertson, Bill Russell, Ron Schwartz, Jo Ann Stockton, Kathleen Tate, Joan Timpany, Judith Ann Tonkin, Sharon Lee Wahrer, and Carolyn Warner.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joe Cummings, County Auditor for Humboldt County, from Eureka.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Bruce Miller, Superintendent of Schools, from Riverside.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Kaust of Corcoran.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Clarence M. Hart, California State Legislation Chairman, and the following members of the National Council of Jewish Women: Mrs. J. Lippman, Mrs. Leon Morse, Mrs. Charles Blum, Mrs. Karl Keyak, Mrs. Sophie Keyak, Mrs. M. De Lanis, Mrs. Henry P. Polak, Mrs. E. C. Polenger, Mrs. R. J. Goddard, Mrs. Leo Lindauer, Mrs. H. Shane, Mrs. Richard Levy, Mrs. V. Scholl, Anna Rosenberg, Rose Marcus, Ame Jacobs, Marion Sparbie, Rae Wahlihaftig, Adelyne Minsky, Irma Brown, Lucille Brown, Sylva Gordon, Flora Marks, Sylvia Harris, Manny Harmon, and Jackie Frankel.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sylvia L. Beaudry of Los Angeles.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Marie Francis and Mrs. Mary Chiana of Oakland.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Greenfield Union Elementary School, Monterey County: Eugene Adams, Jon Adamson, Darlene Allen, Frances Anderson, John Apodaca, Jerry Armer, Helen Banueles, Roy

Benson, Shirley Bianchi, Charles Bigham, Jewel Bidham, Shyron Bradshaw, Imogene Brewer, James Clifton, Joann Colvin, Jimmy Deatherage, Jack Gibbs, Claudia Gosney, Mary Alice Govea, Darrel Gurley, Theresa Hervath, David Johnston, Kathy Jones, Loreen Lovelace, Michael McBride, Jo Ann Mosley, Leo Moss, Donald Norwood, Barbara Olsen, Angel Ortega, Mary Otero, Oscar Ozuna, Lupe Perez, Geraldine Renfro, Ralph Riva, Bernardo Rivera, Roy Roberts, Clarence Ross, Ophelia Sandoval, Ronnie Shires, Gary Silacci, Ronald Smith, Ronnie Spears, Harold Stoughton, Janet Stoughton, Rita Thompson, Dora Trevino, Norma Trevino, Sherrie Varney, Ronnie Whitlock, Betty Williams, and Earl York; Mr. Forrest Brown, Mrs. Verna Morgan, Miss Ellen Marie Gilmore, Mr. Adrian Van Herwynen, and Mr. Elmer Giacomazzi.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Courreges and his mother, Mrs. John Courreges, of Huntington Beach; Mr. and Mrs. James Potter and family of Garden Grove, and John Wood of Huntington Beach.

On request of Senator Kraft, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. O. B. Goldsberry of San Diego.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to George Anderson of Los Angeles and John Janese of Pennsylvania.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Butte County Young Republicans: Andy Foraker, President; John Elliott, Elsie Paiva, Marlys Norlie, Roger Norlie, Michaelyn McKelvey, Lea Hayden, James Derryberry, Gordon Casamajor, John Casamajor, Robert Casamajor, Gloria Hogg, Pearl Nickels, and Bonnie Smith.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to J. J. Philippe, W. S. Clawson, and Faber H. George, all of Visalia.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Jane Mathewson and Albert and Mary Jane Mathewson of Oakland; Mrs. Beverly Goddard and Bruce Goddard of Oakland.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Murphy Clinton and Wayne Smythe of West Sacramento.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students from Sacramento Junior College and Sacramento College and secretaries in state and private business visiting for National Secretaries Week: Geraldine Cristoni, Norma Pesavento, Marguerite Davis, Helen Walter, Barbara Bartlett, Harlene Drew, Carol Peters, Judy Ide, Lorraine Cripps, Olga Swisher, Maxine Nickerson, Bettye Nash, Laurelie Korn, Doris Murai, Joyce Brady, Judy Ash, Pat Peper, Marjorie Stadler, and Marilyn Browning.

On request of Senator Abshire, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Richard Ramsey, Sonoma County Council, from Santa Rosa.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Gene Lawrence from Mar Vista, Los Angeles County.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lois Alexander, County Recorder of Plumas County, Quincy.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ben Rust, V. Crosby, and the following students from Richmond High School: Marla Basten, Dorothy Baumert, Carol Bertholf, John Blair, Clarine Bruno, Genevieve Buddingh, Brenda Burns, Judith Carley, Barbara Castagnasso, Bob Clinch, Mike Davis, Willene Denney, Donna Emrich, Carol Gianotti, Janet Goldsworthy, Sandra Humziker, Sandra Kline, Robert Lawrey, Donna Martellaro, Barbara McGraw, Jack Menzhuber, Helen Mills, Gerald Patchen, Susan Paul, Alice Pederson, Eugene Perrin, Nancy Peterson, Roberta Sims, Barbara Stevenson, Claudie Weitkemper, Robert Willis, Lillian Young, Don Stanley, Phyllis Ruth, Cullon Arnold, Connie Brougham, Gloria Campbell, Audrey Cochran, Richard Glieden, Abe Gonzales, Sharon Kerber, Margaret Kidd, Elizabeth Lethridge, Richard Lutz, Christine Madison, Sandra Mattenecci, Jo Anne McComish, Margaret Mello, Patsy Moore, Alwida Nichlas, Ann Ott, Richard Oxley, Ruby Peaslee, William Truel, John Walker, David Walters, Robert Warwick, Richard Wyche, Jackie Yoke, Kay Zimmer, Glenn Kelley, Barbara Richardson, Gene Chilton, Sharon Overcamp, Bruce Neyses, Sharon Swanson, Billy Whitley, Lydia Alexandre, Ben Allamano, Olivia Austria, Robert Bidou, Laura Farrington, Martin Garcia, Dale Gerig, Domenico Ghio, Janet Granger, Sita Guerra, Donig Hazarbedian, Joann Hill, Ramona James, Edythe Lanford, Sally Levedahl, Timothy McLaughlin, Burnie McPherson, Dorothy Ourse, Irving Palmer, Ellen Palombi, Roberta Perkins, Shirley Peterson, Roger A. Smith, Ernest Sullivan, Paul Tice, Betty Jean Waters, Augusta Wolffs, Sherman Workman, Roger Zahniser, Paul Jacobo, Gerald Gengler, Dwayne Satherwhite, Gloria Bennett, Dick Bray, Judy Carman, Earl Combs, Evelyn Crabtree, Jimmy Davidson, Sonya Davies, Wanda De Vore, Diane Dexter, Mary Lou Ehler, Pat Ellis, Patricia Etheridge, Beverly Feiner, Sue Ferrari, Bertha Mac Forte, Mary Sue Goeth, Barbara Harnois, Dick Hartfield, Kenneth Johnson, Barbara Keller, Ann Martin, Jeannie Maroon, Merylyn Millerd, Julie Ann Moreno, Kim Morris, Al Pretel, Judith Reynolds, Carolyn Freda Roberson, Connie Roe, Rory Rudy, Merlin Van Ryper, Eli Williams, Carolyn Loiber, and Nancy Gessner.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Principal Leonard Herman, Teacher Maud Dickinson, and the following students from Oak Grove Elementary School, San Jose, Santa Clara County: Jim Bonetti, Bill Camacho, Danny Escobia, Jerry Franks, Arthur Honda, Jim Mariner, George Matsuoka, Ray Okamoto, Thomas Pine, Manuel Rangel, Ronald Williams, Howard Wilson, Joel Zuniga, Loren Stipe, Jerry Bromagem, Chris Oroasco, Georgiana Aguinid, Phyllis Anderson, Mae Ariei, Alicia Balagso, Patty Bowden, Irene Cadena, Mary Costa, Jean Hiromoto, Miyo Hosono, Linda Jones, Elba Marquez,

Sue Ann Miyabara, Ellen Munk, Judy Nelson, Reba Neeley, Rae Takao, and Judy Uchiyama.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Woods Elementary School, Woodbridge, San Joaquin County: Andrea Allott, Nelphe Ashlock, Elibazeth (Betty) Brown, Claire Anne Cohen, Thalia Lee Enderlin, June Kay Havel, Margaret Mustin, Geraldine Pernaau, Sydney Porter, Margaret Ann Reynolds, Donna Kay Turner, Susan Yoshimoto, Dolores Loya, Donna Adams, Dora Lee Cooper, Kay Frazier, Fumi Komatsu, Judy Kosaka, Patricia March, Ardath Mitchell, Joyce Redman, Geneva Riggle, Carolyn Rohnow, Leslie Stowell, Nadine Tanaka, Emanuel Berendt, Martin Braun, Jerry Brown, Michael French, Richard A. Handel, Stephen Hansen, Mahlon Hetrick, Clyde Hoff, James Ishida, Ronald Kosaka, Kenneth Mettler, Robert Nickel, Conrad Rocksiek, Larry Stoddard, Carl Taylor, Richard Trick, Bradley Litz, Roger Fink, Richard Bettger, Michael Conway, Dennis Dale, Charles Donadio, Ronald Fox, Robert Hilbard, Bill Holtz, Earl Johnson, Richard Locke, Jim Linkert, Dan Meek, Ronnie Mikalis, Richard Mitrie, Robert Moore, Ted Nishizaki, Spencer Stafford, Stanley Vierra, and Roger Schopp; Mrs. R. G. Handel, Mrs. Adolph Hansen, Mrs. Arthur Meek, room mothers; Mrs. Verna McDonaldi, and Mr. James Denman, eighth grade teachers.

On request of Senator Sutton, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Al Pryor, County Supervisor of Tehama County.

On request of Senator Beaul, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Earl Cavanah, Member Board of Supervisors of Imperial County.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Bud Erickson of Fresno, Inge Hansen of Denmark and Fresno and Maurice R. Uhler of Fresno.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1124

Assembly Bill No. 1525

Assembly Bill No. 3333

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, April 24, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1896

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, April 25, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 101

Senate Joint Resolution No. 31

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, April 24, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 732

Assembly Bill No. 2073

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 732—An act to amend Sections 9570 and 9802 of the Education Code, relating to the education of mentally retarded minors.

Referred to Committee on Education.

Assembly Bill No. 2073—An act to add Section 6109 to the Public Resources Code, relating to proceedings of the State Lands Commission.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 25, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 812

Assembly Bill No. 1039

Assembly Bill No. 1064

Assembly Bill No. 1292

Assembly Bill No. 1293

Assembly Bill No. 1296

Assembly Bill No. 1297

Assembly Bill No. 1314

Assembly Bill No. 1394

Assembly Bill No. 1574

Assembly Bill No. 1608

Assembly Bill No. 1852

Assembly Bill No. 2076

Assembly Bill No. 2273

Assembly Bill No. 2326

Assembly Bill No. 2746

Assembly Bill No. 2747

Assembly Bill No. 2817

Assembly Bill No. 3168

Assembly Bill No. 3561

Assembly Bill No. 3562

Assembly Bill No. 3563

Assembly Bill No. 3564

Assembly Bill No. 3565

Assembly Bill No. 3624

Assembly Bill No. 3750

Assembly Bill No. 3753

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 812—An act to add Section 25155 to the Corporations Code, relating to subscriptions for securities.

Referred to Committee on Financial Institutions.

Assembly Bill No. 1039—An act to amend Section 694.01 of the Vehicle Code, relating to projecting lights or devices.

Referred to Committee on Transportation.

Assembly Bill No. 1064—An act to amend Sections 11452, 11495, 11553, 11572, 11573, 11574 and 11752 of the Revenue and Taxation Code, and to add thereto Sections 11574.5, 11750 and 11753, all relating to the private car tax.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1292—An act to amend Section 71600 of the Government Code, relating to justice courts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 1293—An act to add Section 71618 to the Government Code, relating to bail.

Referred to Committee on Judiciary.

Assembly Bill No. 1296—An act to amend Section 27821 of the Government Code, relating to constables.

Referred to Committee on Local Government.

Assembly Bill No. 1297—An act to amend Section 71266 of the Government Code, relating to marshals and constables.

Referred to Committee on Local Government.

Assembly Bill No. 1314—An act to amend Section 990 of the Code of Civil Procedure, relating to summons in proceeding against joint debtor.

Referred to Committee on Judiciary.

Assembly Bill No. 1394—An act to amend Section 20890 of the Government Code, relating to State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1574—An act to amend Sections 18021, 18950, 19142, 19175, and 19574, and to repeal Section 18953, of the Government Code, relating to employment in the state service.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1608—An act to amend the heading of Chapter 4 (commencing with Section 42700), Part 5, Division 14, Sections 42700, 42726, 42728, 43506, 46500, 46501, 46671 and 46674 of, and to add Section 43005, to add Article 4 (commencing with Section 43900) to Chapter 5 of Part 6 of Division 14, to add Section 46675 to, and to add Chapter 12 (commencing with Section 47800) to Part 9 of Division 14 of, the Water Code, relating to water storage districts.

Referred to Committee on Water Resources.

Assembly Bill No. 1852—An act to amend Sections 1643 and 1644 of the Welfare and Institutions Code, relating to the filing of claims by county agencies with respect to adoptions.

Referred to Committee on Judiciary.

Assembly Bill No. 2076—An act to add Sections 14344 and 14345 to the Education Code, and to add Sections 20136 and 20137 to the Government Code, relating to proceedings of state agencies.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2273—An act to amend Sections 73772, 73773, and 73778.5 of the Government Code, relating to the municipal court in a district designated as the Central Judicial District of Marin County.

Referred to Committee on Local Government.

Assembly Bill No. 2326—An act to add Sections 20580.1 and 20580.2 to of the Government Code, relating to the State Employees' Retirement System and the inclusion therein of certain employees of the Public School System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 2746—An act to amend Section 706 of the Streets and Highways Code, relating to utilities in freeways.

Referred to Committee on Judiciary.

Assembly Bill No. 2747—An act to amend Section 707 of the Streets and Highways Code, relating to utilities in freeways.

Referred to Committee on Judiciary.

Assembly Bill No. 2817—An act to amend Section 27 of the Probate Code, relating to inheritance rights of governmental entities.

Referred to Committee on Judiciary.

Assembly Bill No. 3168—An act to amend Sections 356, 362, 364, 377, 456, 460, 463, 464, 467, 470, 472, 474, 475, 479, 484, 493, 521, and 522 of, and to add Sections 561, 563, 564, 565, and 566 to, the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 3561—An act to amend Sections 3358 and 4217 of the Revenue and Taxation Code, relating to notices in connection with unpaid taxes on real property and eliminating the right to use the partial payment plan of redemption on tax-deeded property.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 3562—An act to validate certain acts of taxing agencies and revenue districts and of their officers, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 3563—An act to amend Sections 107, 2189.5, and 2916 of the Revenue and Taxation Code, relating to the time in which personal property may be seized and sold for unpaid taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 3564—An act to amend Sections 155, 2612.5, 2804 and 2805 of, and to add Section 2612.6 of, and to repeal Section 4188, of the Revenue and Taxation Code, relating to property taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 3565—An act to repeal Sections 3731, 4107 and 4111 of, and to add Section 3731 to the Revenue and Taxation Code,

relating to refunds of purchase price of erroneously sold tax-deeded property, the Controller's receipt for redemption and the recorder's notation of redemptions.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 3624—An act to amend Sections 1802, 1823, 1824, 1825, 1828, 2205, 2721, 2722, 2723, 4624, 4625, 4946, and 4945.1 of the Education Code, relating to school district elections.

Referred to Committee on Elections.

Assembly Bill No. 3750—An act to add Section 429 to the Code of Civil Procedure, relative to verification of pleadings.

Referred to Committee on Judiciary.

Assembly Bill No. 3753—An act to amend Section 625 of the Code of Civil Procedure, relative to general and special verdicts.

Referred to Committee on Judiciary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 25, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 66 Assembly Concurrent Resolution No. 141
Assembly Concurrent Resolution No. 130 Assembly Concurrent Resolution No. 142
Assembly Concurrent Resolution No. 133 Assembly Joint Resolution No. 29

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 66—Relative to the George Leatherwood Memorial Bridge.

Resolution ordered placed on file.

Assembly Concurrent Resolution No. 130—Relative to the death of Evan T. Hewes.

Resolution ordered placed on file.

Assembly Concurrent Resolution No. 133—Relative to inviting the major political parties to hold their 1960 national conventions in this State.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 141—Relative to commending James J. Washington, Jr., for bravery.

Resolution ordered placed on file.

Assembly Concurrent Resolution No. 142—Relating to the seventy-fifth anniversary of the establishment of the first community of the Sisters of Saint Joseph of Carondelet in the San Diego area.

Resolution ordered placed on file.

Assembly Joint Resolution No. 29—Relative to the air raid warning system.

Request for Unanimous Consent

Senator Miller asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 29, at this time, for consideration.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 29

Assembly Joint Resolution No. 29—Relative to the air raid warning system.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 31

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 17	Senate Bill No. 1477
Senate Bill No. 170	Senate Bill No. 1568
Senate Bill No. 171	Senate Bill No. 1573
Senate Bill No. 465	Senate Bill No. 1575
Senate Bill No. 491	Senate Bill No. 1579
Senate Bill No. 760	Senate Bill No. 1586
Senate Bill No. 880	Senate Bill No. 1666
Senate Bill No. 933	Senate Bill No. 1739
Senate Bill No. 943	Senate Bill No. 1808
Senate Bill No. 944	Senate Bill No. 2137
Senate Bill No. 1006	Senate Bill No. 2152
Senate Bill No. 1134	Senate Bill No. 2386
Senate Bill No. 1215	Senate Bill No. 2387
Senate Bill No. 1218	Senate Bill No. 2483
Senate Bill No. 1251	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 46	Senate Constitutional Amendment No. 7
Senate Bill No. 87	Senate Joint Resolution No. 29
Senate Bill No. 114	Senate Joint Resolution No. 30
Senate Bill No. 2114	Senate Concurrent Resolution No. 72
Senate Bill No. 2228	Senate Concurrent Resolution No. 102
Senate Bill No. 2326	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1715—An act to add Section 25504.5 to the Business and Professions Code, relating to alcoholic beverages;

And reports the same has been correctly enrolled, and presented to the Governor on the twenty-fourth day of April, 1957, at 4 p.m.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:
Senate Bill No. 493

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

WILLIAMS, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:
Senate Bill No. 1549 Assembly Bill No. 2674
Senate Bill No. 2223 Assembly Bill No. 2675
Assembly Bill No. 2673

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:
Senate Bill No. 2198

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:
Assembly Bill No. 3032

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:
Assembly Concurrent Resolution No. 22

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

REGAN, Chairman

Above reported resolution ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:
Assembly Bill No. 699

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 378

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DESMOND, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 501

Assembly Bill No. 97

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

THOMPSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 1181

Senate Bill No. 1184

Senate Bill No. 1084

Assembly Bill No. 951

Assembly Bill No. 952

Assembly Bill No. 3092

Assembly Bill No. 2647

Assembly Bill No. 1778

Assembly Bill No. 2648

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bills ordered to second reading.

Committee on Financial Institutions

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which was referred: Assembly Bill No. 822

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which were referred:

Assembly Bill No. 1398

Assembly Bill No. 1765

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which were referred:

Senate Bill No. 1723

Senate Bill No. 1223

Assembly Bill No. 685

Assembly Bill No. 635

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bills ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:
Senate Concurrent Resolution No. 84
Senate Joint Resolution No. 25
Assembly Joint Resolution No. 23

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

HAROLD T. JOHNSON, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:
Senate Bill No. 1517
Senate Bill No. 1574

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HAROLD T. JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:
Assembly Bill No. 3200

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HAROLD T. JOHNSON, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE**MOTIONS TO RECONSIDER**

Assembly Bill No. 1484—An act to amend Section 476 of the Vehicle Code, relating to traffic signals.

Motion to Reconsider Assembly Bill No. 1484

Pursuant to his motion previously made, Senator Robert I. McCarthy, moved that the Senate, at this time, reconsider the vote whereby Assembly Bill No. 1484 was refused passage.

The roll was called, and Assembly Bill No. 1484 reconsidered by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Williams—34.

NOES—None.

Assembly Bill No. 1484 ordered placed on third reading file.

Senate Bill No. 664—An act to add Sections 2071 and 6050.5 to, and to amend Sections 2091 and 6050 of, the Penal Code, relating to the administration of state prisons and correctional institutions.

Request for Unanimous Consent

Senator Farr asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Senate Bill No. 664 was passed, continued to the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 2231—An act to amend Section 5733 of, and to repeal Chapter 3.5 (commencing at Section 5750) of Division 8 of, the Elections Code, relating to ballots.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 15, 1957, strike out "of", and insert "and Chapter 7 (commencing at Section 6700) of".

Amendment No. 2

On page 1, after line 10, insert

"SEC. 3. Chapter 7 of Division 8 of said code is repealed."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1124—An act to amend Section 16.4 of the Fish and Game Code, relating to deer.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 16.4", and insert "Sections 16.3 and 39.1, repeal Section 16.4, and add Article 1.5 (commencing with Section 1235) to Chapter 3, Part 3, Division 4,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 18, inclusive, and insert

"SECTION 1. Article 1.5 (commencing with Section 1235) is added to Chapter 3, Part 3, Division 4 of the Fish and Game Code, to read:

Article 1.5. Management of Deer

1235. As used in this article "general deer hunting season" means the annual season for the area in question as is set by the commission under its general regulatory powers, or set by statute, for the taking of male deer.

"Either-sex deer permits" means permits authorizing the taking of male or female deer, except spotted fawns and spike bucks.

1237. The department shall designate deer herd management units or areas and designate the manager for the units or areas. Boundaries of such areas or units, unless appropriate, need not follow county boundary lines.

1239. Prior to the May meeting of the commission, as required in Section 15 of this code, the department shall recommend to the commission whether any antlerless hunts should be ordered. The department shall inform the commission of the condition of each management area or unit. Upon receipt of the recommendations and information required in this section, the commission shall make such material known to the public. The recommendations of the department shall include the number, if any, of antlerless deer that should be taken on areas or units, whether the permits should be either-sex permits, the proposed dates for each such taking, the number of permits proposed for each area or unit, the fee, if any, for such permits and the manner in which such permits would be issued.

1239.1. At its May meeting required by statute the commission shall announce the full contents of its proposed orders for the taking of antlerless deer and fix the

times and places at which hearings on the proposed orders shall be held. The time shall not be less than 21 days from the day of said meeting and the place shall be the county seat of each of the counties affected. Notice of the hearing shall be published at least once, and at least 10 days prior to the hearing, in a newspaper of general circulation in each county affected, or if no such newspaper is published in said county, then in such newspaper in an adjoining county. The hearings shall be conducted by either (a) the commission, (b) a member of the commission designated by it, or (c) the director or other employee of the department if specifically directed so to do by the commission.

1239.2. At least 10 days prior to the holding of any such hearing the commission shall notify, by certified mail, the board of supervisors of each county affected of the details of its proposed order affecting such county and the time and date of hearing.

1239.3. Not later than 15 days after the holding of such hearing, the board of supervisors may, by resolution adopted, object to the proposed order of the commission or may, by resolution adopted, determine that the proposed order should be modified, setting forth the necessary modifications.

1239.4. The commission shall meet on the last Monday in July to make such orders under this article as it may find necessary. The commission at its July meeting shall not authorize the taking of deer under this article in a county if it has received from the board of supervisors of that county a resolution objecting to such taking. In the event a board of supervisors of a county has submitted a resolution determining that the commission's proposed orders should be modified for that county, the commission shall either so modify its orders or shall not authorize the taking of deer under this article in such county.

1241. The commission has no power under this article to authorize the taking of spotted fawn or spike buck, or to regulate the taking of male deer during the general deer hunting season.

1242. The commission may issue permits under this article either on a first-come, first-served basis or by state-wide drawing or by a combination of these methods and may authorize a specified number of permits to be issued to licenseholders on a first-come, first-served basis at the county seat of a county in the unit or area. Such local issuance shall be held at such time in advance of any drawing to allow those persons unsuccessful at the first-come, first-served local issuance to participate in the drawing.

1242.1. A licensed hunter who desires to obtain a permit and has not received one on a first-come, first-served basis shall forward the necessary application to the headquarters office of the department. All applications may indicate a first and second preference of unit or area in which the applicant wishes to hunt.

1242.2. Upon notification that his application has been selected or on being successful on a first-come, first-served basis, the licenseholder shall submit the required fee, if any, and shall be issued a permit. Any unclaimed permits issued on a drawing basis may be made available on a first-come, first-served basis.

1242.3. The commission may require that the deer license tag designated for use on the second male deer taken during the general deer hunting season shall be used with, or in place of, the permits provided for in this article.

1249. The provisions of this article shall have no force or effect after the expiration of Section 19.6.

SEC. 2. Section 16.3 of said code is amended to read:

16.3. Any order of the commission pursuant to this article relating to birds and mammals may apply to all or any districts or portions thereof, at the discretion of the commission, and may do any or all of the following as to any or all species or varieties:

(a) Establish, extend, shorten, or abolish open seasons and closed seasons.
(b) Establish, change, or abolish bag limits and possession limits.
(c) Establish and change territorial limits for the taking of any or all species or varieties.

(d) Prescribe the manner and the means of taking any species or variety.
(e) Establish, change, or abolish restrictions based upon sex, maturity, or other physical distinctions.

The commission has no power under this article to make any order authorizing or permitting the taking of any bird or mammal in any refuge or preserve heretofore or hereafter established by statute; or to authorize or permit the taking of any spike buck, spotted fawn or antlerless deer. [and no order of the commission authorizing or permitting such taking shall hereafter be effective for such purpose; provided, however, the provisions of this paragraph shall not apply to Districts 1M and 4P until the ninety-first day after final adjournment of the 1955 Regular Session of the Legislature.] "Antlerless deer" means female deer, fawns of either sex other than spotted fawns, and male deer with unbranched antlers on both sides which are not more than three inches in length. "Spotted fawn" means a young deer born that year which has spotted pelage. "Spike buck" means a male deer with unbranched antlers on both sides which are more than three inches in length.

SEC. 2. Section 16.4 of said code is repealed.

SEC. 3. Section 39.1 of said code is amended to read:

39.1. Whenever after due investigation the commission shall find that big game animals and upland game birds, *other than antlerless deer*, have increased in numbers in any [fish and game district] *area*, other than a refuge or preserve heretofore or hereafter established by statute, to such an extent that a surplus exists, or to such an extent that such animals and birds are damaging public or private property, or are over-grazing their range, the commission is hereby authorized to provide, by order, for a special hunting season for such animals and birds, additional to or concurrent with any open season [specified by law]; or to provide for increased bag limits; or to remove sex restrictions specified by law. *The taking of antlerless deer under this section may only be authorized if the commission determines such animals are damaging public or private property.* Prior to the making of such an order the commission at an open meeting shall publicly announce the contents of the proposed order and fix a time and place at which a hearing on the proposed order shall be held. The time shall not be less than [35] 21 days from the day of said meeting and the place shall be the county seat of [the county in which the area to be affected by the order lies or, if such area lies in more than one county, the county seat of the county in which the greater portion of such area lies] *each of the counties affected.* Notice of the hearing shall be published at least once, and at least [30] 10 days prior to the hearing, in a newspaper of general circulation in [the county] *each of the counties in which the hearing is to be held, or if no such newspaper is published in said county or counties then in such a newspaper in an adjoining county.* The hearing shall be conducted by either (a) the commission, (b) a member of the commission designated by it, or (c) the director if directed so to do by the commission. Such employees of the department as may be necessary or are requested by any interested group of persons shall be present at the hearing. After the hearing the commission may abandon the proposal or make a final order, with any modifications it deems appropriate or without modification.

The order may fix a license fee for special hunting, designate the number of special licenses to be issued, the area in which such hunting will be permitted, the number and sex of animals or birds, *except for the limitations specified herein concerning antlerless deer*, that may be killed by each holder of special license, and the conditions and regulations to govern such hunting. The money received from the sale of such licenses shall be paid into the Fish and Game Preservation Fund."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

Senate Bill No. 31—An act to add Article 8 (commencing with Section 240) to Chapter 1 of Division 2 of the Fish and Game Code, and Article 8 (commencing with Section 10930) to Chapter 2 of Division 7 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to burros.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 326—An act to amend Section 19.6 of the Fish and Game Code, relating to the powers of the Fish and Game Commission.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2398—An act to amend Sections 444 and 444.1 of the Fish and Game Code and amend Sections 7182 and 7183 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to licenses.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 262—An act to amend Section 163 of the Fish and Game Code, relating to refuges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, lines 1 and 5, of the printed bill, strike out "the Riverside County Refuge for Big Horn Sheep", and insert "Fish and Game District 4D".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 32 An act to amend Section 1403 of, and add Section 1404 to, the Fish and Game Code, and amend Sections 4600, 4601, 4602, 4603, 4604, 4605, and 4606 of, and to add Section 4187 to, the Fish and Game Code as proposed by Assembly Bill No. 616, relating to burros.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 12, 1957, in line 6, strike out "1293", and insert "1404".

Amendment No. 2

On page 3, in line 31, strike out "4181", and insert "4187".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 73—An act to amend Section 28120 of the Government Code, relating to compensation for public service in counties of the twentieth class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 6 and 7, of the printed bill, as amended in Senate April 8, 1957, strike out "five hundred dollars (\$10,500)", and insert "dollars (\$10,000)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 79—An act to amend Section 13.2 of the Sonoma County Flood Control and Water Conservation District Act. (Stats. 1949, Ch. 994), relating to the Sonoma County Flood Control and Water Conservation District.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 9, of the printed bill, as amended in Senate April 9, 1957, after "domain", insert "within the boundaries of the district only".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1576—An act to amend Sections 25457 and 25463 of the Government Code, relating to county contracts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 23, of the printed bill, as amended in the Senate April 8, 1957, after "25466", insert ", unless the contract specifically provides for such payment or the contract is changed or modified in the manner provided for in this article".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1578—An act to amend Sections 19031, 19160, 19161, and 19180 of the Streets and Highways Code, relating to lighting districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Senate April 8, 1957, strike out "town or village", and insert "proposed district".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1095—An act to add Section 6110 to the Public Resources Code, relating to the State Lands Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 11, of the printed bill, after the period, insert "The designated officer or employee shall have no power to adopt, amend, or repeal any rule or regulation of the commission or to make any final determination in the name of the commission."

Amendment No. 2

On page 1, line 20, after "considered", insert "at a public meeting".

Amendment No. 3

On page 1, line 22, after "presented", insert "at the hearing conducted by such officer or employee, together with any statements, arguments, or contentions which may be presented at the public meeting of the commission".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Senate Bill No. 1096—An act to validate the rules and regulations of the State Lands Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, between lines 22 and 23, of the printed bill, insert

"SEC. 5. This act shall be limited to the validation of rules and regulations adopted or amended by the State Lands Commission after consideration at a public meeting of all statements, arguments, or extensions which have been presented in writing or otherwise at such meeting."

Amendment No. 2

On page 1, line 23, strike out "5", and insert "6".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Senate Bill No. 1786—An act to add Section 1017 to the Education Code, relating to school district employees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Senate April 15, 1957, after "including", insert "a tuberculin skin test and, if such test is positive,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 40—An act to convey certain tide and submerged lands to the City of Vallejo, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management use, and control thereof.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 44—An act to amend Sections 74842, 74843, 74844, 74845, and 74847 of, and to add Sections 74848 and 74849 to, the Government Code, relating to the municipal court established in a district embracing the City of Vallejo.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 47—An act to add Section 69891.1 to the Government Code, relating to compensation of court stenographers or secretaries.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 74—An act to amend Section 69891.5 of the Government Code, relating to the compensation of the superior court attaches.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 531—An act to amend Sections 31641.1 to 31641.95 of the Government Code, relating to county retirement systems.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 973—An act to amend Section 575 of the Welfare and Institutions Code, relating to compensation of referees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 988—An act to add Chapter 13 (commencing at Section 3375) to Part 1 of Division 6 of the Harbors and Navigation Code, to provide for the issuance and sale of state bonds to create a fund for the use of the Board of State Harbor Commissioners for San Francisco Harbor in improving that harbor and its facilities, including the wharves, piers, seawalls, railroad, spurs, appurtenances thereto, and any necessary dredging and filling in connection therewith; to create a sinking fund for the payment of the bonds; to define the duties of state officers in relation thereto; and to make an appropriation for the expense of printing the bonds.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1219—An act to add Sections 73.2 and 87.4 and 96 to the Agricultural Code, relating to fairs and expositions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2391—An act to amend Sections 20867 and 31451 of the Government Code, relating to the retirement of public officers and employees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1247—An act to amend Section 19682 of the Government Code, relating to penalties for deception or fraud in state civil service examinations.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 7, of the printed bill, after "Any provision of", insert "Article 1 of".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 316—An act to amend Sections 2847 and 2847.6 of the Elections Code, relating to county central committees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 2847.7 to,".

Amendment No. 2

On page 1, line 9, after "occurs", insert "except as provided in Section 2847.7, which applies only to vacancies on a state central committee".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Assembly Joint Resolution No. 12—Relative to federal land along the Colorado River.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 2, line 6, of the printed measure, as amended in Assembly April 1, 1957, after "areas", insert " , but not including any area suitable for development for agricultural purposes,".

Amendment read, and adopted.

Resolution ordered printed, and re-referred to Committee on Fish and Game.

Assembly Bill No. 1097—An act to amend Section 1293 of the Fish and Game Code, relating to depredating game mammals.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1505—An act to amend Section 1065 of the Fish and Game Code, and Section 8152 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to sardines, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2225—An act to amend Sections 5024 and 5101 of, and to add Sections 5101.1 and 5101.2 to, the Streets and Highways Code, relating to local improvement proceedings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 4 of the printed bill, as amended in Assembly March 28, 1957, in line 4, after the period, insert "No assessments for the cost of such acquisition of lands, rights of way or easements under the authority of this section shall be levied in any proceeding for an amount greater than 20 percent of the engineer's estimate of the cost of the improvement, excluding any such acquisitions."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1286—An act to amend Section 410 of the Code of Civil Procedure, relating to the service and return of summons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in the Assembly March 29, 1957, after the first "attorney", strike out "or his", and insert "otherwise to plaintiff's".

Amendment No. 2

On page 1, lines 11 and 12, strike out "or to the office of the clerk or judge from which it issued".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3747—An act to add Section 8852 to the Streets and Highways Code, Section 1194.1 to the Insurance Code, Sections 20205.1, 31595.1, 45308.1 to the Government Code, and Section 14340.1 to the Education Code, relating to the investment of public moneys in bonds issued under the Improvement Bond Act of 1915.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on April 4, 1957, strike out "Section 8852 to the Streets and Highways Code,".

Amendment No. 2

On page 1, strike out lines 1 to 9, inclusive.

Amendment No. 3

On page 1, line 10, strike out "SEC. 2", and insert "SECTION 1".

Amendment No. 4

On page 2, line 1, strike out "SEC. 3", and insert "SEC. 2".

Amendment No. 5

On page 2, line 5, after "1915", insert "; provided, that an ad valorem tax on all property taxable by the public agency which authorized the issuance of such bonds, at a rate not exceeding ten cents (\$.10) for each one hundred dollars (\$100) of assessed value, computed as of the date of such investment, would produce an amount equal to at least 100 percent of the principal and interest payable in any year thereafter on the issue of bonds in which such investment is made".

Amendment No. 6

On page 2, line 6, strike out "SEC. 4", and insert "SEC. 3".

Amendment No. 7

On page 2, line 10, after "1915", insert "; provided, that an ad valorem tax on all property taxable by the public agency which authorized the issuance of such bonds, at a rate not exceeding ten cents (\$.10) for each one hundred dollars (\$100) of assessed value, computed as of the date of such investment, would produce an amount equal to at least 100 percent of the principal and interest payable in any year thereafter on the issue of bonds in which such investment is made".

Amendment No. 8

On page 2, line 13, strike out "SEC. 5", and insert "SEC. 4".

Amendment No. 9

On page 2, line 17, after "1915", insert "; provided, that an ad valorem tax on all property taxable by the public agency which authorized the issuance of such bonds, at a rate not exceeding ten cents (\$.10) for each one hundred dollars (\$100) of assessed value, computed as of the date of such investment, would produce an amount equal to at least 100 percent of the principal and interest payable in any year thereafter on the issue of bonds in which such investment is made".

Amendment No. 10

On page 2, line 18, strike out "SEC. 6", and insert "SEC. 5".

Amendment No. 11

On page 2, line 22, after "1915", insert "; provided, that an ad valorem tax on all property taxable by the public agency which authorized the issuance of such bonds, at a rate not exceeding ten cents (\$.10) for each one hundred dollars (\$100)

of assessed value, computed as of the date of such investment, would produce an amount equal to at least 100 percent of the principal and interest payable in any year thereafter on the issue of bonds in which such investment is made".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Assembly Bill No. 546—An act to add Section 25181 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1395—An act to amend Sections 22555 and 22556 of, and to add Section 22207.5 to, the Government Code, relating to agreements for social security coverage of employees of public agencies.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1501—An act to amend Section 14254 of the Government Code, relating to the performance of public work.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2897—An act to amend Section 69894 of the Government Code, relating to superior courts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2898—An act to amend Section 69898 of the Government Code, relating to superior court employees in counties of 2,000,000 population or more.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2899—An act to amend Section 69899 of the Government Code, relating to superior court employees in counties of 2,000,000 population or more.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2993—An act to amend Sections 172, 172a, 172b, and 172d of the Penal Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3297—An act to amend Section 31649 of the Government Code, relating to deductions for military service under the County Employees' Retirement Act of 1937.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3499—An act to amend Section 14402 of the Government Code, relating to contracts on state work.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3927—An act to amend Section 1157.1 of the Government Code, relating to pay roll deductions for public employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1575—An act to add Section 19175.1 to the Government Code, relating to restoring names to state civil service lists.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "when it", and insert "from which his name originally was certified if the list is still in existence and the board".

Amendment No. 2

On page 1, lines 6 and 7, strike out "the employee", and insert "he".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

CALL OF THE SENATE

Senator Murdy moved a call of the Senate.

Motion carried.

Time, 3.20 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 403—An act to amend Sections 205 and 206.5 of the Civil Code, relating to the obligation of support.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1624—An act to amend Sections 65060, 65062, 65063 and 65092 of, to add Sections 65063.1, 65063.2, 65063.3, 65063.4, and 65063.5 to, and to repeal Sections 65064 and 65065 of, the Government Code, relating to regional and area planning commissions.

Bill read third time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Senate April 18, 1957, strike out "shall", and insert "may".

Amendment No. 2

On page 2, line 19, strike out "October 1, 1957", and insert "the first day of the month following the date of the appointment by the county board of supervisors of the county member of the commission".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1076—An act to amend Section 6404, Public Resources Code, relating to the reservation of mineral rights.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2175—An act to add Sections 335, 336, 337, 338, and 339 to the Water Code, relating to beach erosion.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1251—An act to repeal Section 9141 of, and to amend Section 9142 of, the Education Code and to add Sections 3052, 3053, and 3055 to the Welfare and Institutions Code, relating to opportunity centers and field workers for the blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2386—An act to add Section 2018 to the Welfare and Institutions Code, relating to the protection, care, and assistance of children, aged persons, and others specially in need thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Brown, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Hollister, Kraft, John F. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—22.

NOES—Senator Murdy—1.

Bill ordered transmitted to the Assembly.

Motion to Be Excused

At 3.30 p.m. Senator Erhart moved that he be excused to attend the Assembly Committee on Military and Veterans Affairs.

Motion carried.

Senate Bill No. 2387—An act to add Section 2019 to the Welfare and Institutions Code, relating to the protection, care, and assistance of children, aged persons, and others specially in need thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Grunsky, Hollister, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2114—An act to amend Section 8352 of the Revenue and Taxation Code, relating to the allocation of money in the Motor Vehicle Fuel Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—37.

NOES—Senator Williams—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 943—An act to add Section 218.1 to the Vehicle Code, relating to highway user taxes and fees and the powers of the Reciprocity Commission to enter in reciprocal agreements and arrangements in respect thereto.

Bill read third time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, before "The", insert "Reciprocity With Bordering States."

Amendment No. 2

On page 1, line 7, strike out "1.", and insert "(a)".

Amendment No. 3

On page 1, line 11, strike out "2.", and insert "(b)".

Amendment No. 4

On page 1, line 16, strike out "3.", and insert "(c)".

Amendment No. 5

On page 1, line 23, strike out "Division 2, Parts 4 and 5", and insert "Parts 4 and 5, Division 2".

Amendment No. 6

On page 2, line 1, strike out "4.", and insert "(d)".

Amendment No. 7

On page 2, line 10, strike out "5.", and insert "(e)".

Amendment No. 8

On page 2, line 13, strike out "6.", and insert "(f)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 880—An act to amend Section 2421.5 of the Education Code, relating to school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Combs, Dilworth, Dolwig, Donnelly, Dorsey, Grunsky, Hollister, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Motion to Be Excused

At 3:37 p.m., Senator Richards moved that he be excused to attend an Assembly committee.

Motion carried.

Senate Bill No. 1808—An act to amend Sections 5154.5, 7106, and 10208 of the Education Code, relating to excess cost reimbursement to school districts for automobile driver training classes.

Bill read third time.

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

In line 5 of the title of the printed bill, as amended in Senate April 2, 1957, after "classes", insert ", and making an appropriation".

Amendment read, and adopted.

Motion to Re-refer Senate Bill No. 1808

Senator Farr moved that Senate Bill No. 1808 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 114—An act to amend Sections 29 and 33 of, and to add Sections 29.1 and 35.1 to, the Orange County Water District Act (Chapter 924 of the Statutes of 1933), relating to the Orange County Water District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Combs, Dilworth, Dolwig, Donnelly, Dorsey, Grunsky, Hollister, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Teale, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 17—An act to amend Sections 4 and 13.7 of the Sonoma County Flood Control and Water Conservation District Act (Stats. 1949, Ch. 994), relating to the Sonoma County Flood Control and Water Conservation District.

Bill read third time.

Motion to Amend

Senator Abshire moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate April 9, 1957, strike out lines 48 to 51, inclusive, and insert "the board will be beneficial to the zone. The

board may levy and use up to five cents (\$.05) of the tax authorized by Section 13.9 for undertaking such additional works of improvement."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 170—An act to amend Section 444 of the Education Code, relating to compensation for public service in counties of the forty-fourth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Dorsey, Grunsky, Hollister, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 171—An act to amend Section 28144 of the Government Code, relating to compensation for public service in counties of the forty-fourth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Dorsey, Grunsky, Hollister, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 760—An act to amend Section 203.6 of the Welfare and Institutions Code, relating to county hospitals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Dorsey, Grunsky, Hollister, McBride, John F. McCarthy, Miller, Regan, Short, Sutton, Teale, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 944—An act to add Sections 26906.1 and 29120.3 to the Government Code, relating to counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1134—An act to add Section 24300 to the Government Code, relating to counties.

Bill read third time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 1, of the title of the printed bill, as amended in Senate April 4, 1957, strike out "add", and insert "amend".

Amendment No. 2

In line 1 of the title, strike out the second "to", and insert "of".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1477—An act to amend Section 426 of the Education Code, relating to the county superintendent of schools of a county of the twenty-sixth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Grunsky, Hollister, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Sutton, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1568—An act to amend Section 439.40 of the Agricultural Code, relating to regulation and licensing of dogs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1573—An act to amend Section 26104 of the Government Code, relating to advertising by county board of supervisors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, Teale, and Thompson—31.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1575—An act to amend Section 25502.4 of the Government Code, relating to county purchasing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1579—An act to add Article 12 (commencing at Section 14316) to Chapter 1, Part 3, Division 12 of the Health and Safety Code, relating to fire protection districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2137—An act to add Article 5 (commencing with Section 26020) to Chapter 4 of Part 10 of Division 11 of the Water Code, relating to an alternative method for levying operation and maintenance assessments in irrigation districts with less than 3,000 acres.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Erhart, Farr, Grunsky, Hollister, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—30.

NOES—Senator Beard—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 87—An act to amend Section 8605 of the Revenue and Taxation Code, and to add Sections 7311, 8654, and 9608 thereto, relating to taxation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—30.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 678—An act to amend Section 842 of the Probate Code, relating to leases by executors or administrators.

Bill read third time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate April 24, 1957, after "shall", strike out ", in the case of a lease for the purpose of production of minerals, oil, gas, or other hydrocarbon substance,".

Amendment No. 2

On page 1, line 12, after "stated in the order", insert "; provided however, that the court shall not make an order authorizing the executor or administrator to make such a lease, unless the offer made at the hearing is acceptable to the executor or administrator".

Amendments, read and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2326—An act to amend Section 12053 of the Penal Code, relating to licenses to carry concealed weapons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 465—An act to amend Section 1188.2 of the Code of Civil Procedure, relating to liens arising out of works of improvement upon property: filing bond.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Explanation of Absence

Senators Busch, Ed. C. Johnson, and Desmond have been attending a meeting of a subcommittee of the Governmental Efficiency Committee since 2 o'clock p.m. and therefore were not present in the Senate Chamber, thus missing a number of roll calls.

SENATOR EARL D. DESMOND
SENATOR JAMES BUSCH
SENATOR ED. C. JOHNSON

Senate Bill No. 491—An act to add Section 26907.1 to the Government Code, relating to bonds and coupons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 933—An act to amend Sections 21402, 21403, and 21666 of the Public Utilities Code, relating to aeronautics.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1586—An act to amend Section 11371 of the Government Code, relating to the definition of regulations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 29—Relative to memorializing the Congress of the United States in relation to surplus food warehousing and the civil defense program.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4:30 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Concurrent Resolution No. 102—Relative to psychiatric technician personnel.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Richards, Short, Sutton, Teale, Thompson, and Williams—30.

NOES—Senators Desmond, Donnelly, and Murdy—3.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 72—Relative to the roadside rest program.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1133—An act to repeal Section 634 of, and to add Sections 632.1 and 634 to, the Vehicle Code, relating to driving and passing lamps on motor vehicles.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Short, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1135—An act to amend Section 635 of the Vehicle Code, relating to side, cowl, or fender lamps.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1138—An act to amend Section 674 of the Vehicle Code, relating to mirrors on vehicles.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 30—An act to amend Sections 5932.5 and 7801.5 of the Elections Code, relating to absentee ballots.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Thompson, and Williams—31.

NOES—Senators Dilworth and Donnelly—2.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 416—An act to amend Sections 5910 and 5911 of the Elections Code, relating to the mailing of absent voters' ballots.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John

F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1013—An act to amend Section 92 of the Agricultural Code, relating to agricultural fairs.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—Senator Beard—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1067—An act to amend Sections 32171, 32173, 32175, and 32176 of, and to add Section 32179 to, the Revenue and Taxation Code, relating to the alcoholic beverage tax.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—Senators Dilworth and Murdy—2.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2015—An act to amend Section 8 of Chapter 129 of the Statutes of 1867-1868, relating to the conveyance of certain streets and alleys to the City of Red Bluff, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Sutton.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Robert I. McCarthy Presiding

At 5.24 p.m., Senator Robert I. McCarthy of the Fourteenth District, presiding.

Assembly Bill No. 542—An act to amend Section 1872 of the Education Code, relating to school district governing boards.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 125—An act to amend Section 1340.8 of the Fish and Game Code, and amend Section 4184 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to bears.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Sutton, Teale, and Williams—30.

NOES—Senators Regan and Richards—2.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 24, 1957

MR. PRESIDENT: The Committee on Rules, to which was referred messages from the Governor, appointing

BERNARD R. CALDWELL, to the California State Communications Advisory Board, vice self, term expired, for the term prescribed by law, ending December 31, 1960;

DEWITT NELSON, to the California State Communications Advisory Board, vice self, term expired, for the term prescribed by law, ending December 31, 1960;

H. EUGENE BRITENBACH, to the Youth Authority Board, vice self, term expired, for the term prescribed by law, ending March 15, 1961;

HENRY J. BUDDE, to the Board of State Harbor Commissioners for San Francisco Harbor, vice self, term expired, for the term prescribed by law, ending April 30, 1961;

MAURICE J. LYNCH, to the Board of Corrections, vice C. C. Cottrell, resigned, for the term prescribed by law, ending March 15, 1961;

WHITFIELD GRIFFITHS, to the Board of Trustees, Napa State Hospital, vice self, term expired, for the term prescribed by law, ending four years from the date of appointment;

has had the same under consideration, and respectfully reports the same back with the recommendation that the appointments of the Governor be confirmed.

HUGH M. BURNS, Chairman

MOTION TO CONFIRM GOVERNOR'S APPOINTMENTS

Senator Burns moved that the Senate advise and consent to the appointments of the Governor as set forth on the above report from the Committee on Rules, recommending their confirmation.

The roll was called, and the appointments were confirmed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Appointments Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Bernard R. Caldwell and DeWitt Nelson to the California State Communications Advisory Board, H. Eugene Breitenbach to the Youth Authority Board, Henry J. Budde to the Board of State Harbor Commissioners for San Francisco Harbor, Maurice J. Lynch to the Board of Corrections, and Whitfield Griffiths to the Board of Trustees, Napa State Hospital.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 1772

Senator Erhart moved that Senate Bill No. 1772 be withdrawn from Committee on Public Utilities and re-referred to Committee on Labor.

Motion carried.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 5.30 p.m., on motion of Senator Murdy, further proceedings under the call of the Senate were dispensed with.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolutions were introduced, and read:

Senate Concurrent Resolution No. 105: By Senator Williams—Relative to the creation of the Joint Committee on Water Problems.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 106: By Senator Breed—Relative to approving certain amendments to the charter of the City of Oakland, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the sixteenth day of April, 1957.

REQUEST FOR UNANIMOUS CONSENT

Senator Breed asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 106, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 106

Senate Concurrent Resolution No. 106—Relative to approving certain amendments to the charter of the City of Oakland, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the sixteenth day of April, 1957.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)

The following resolution was introduced and read:

Senate Joint Resolution No. 33: By Senators Teale and Brown—
Relative to state representation on the Airspace Subcommittee of the National Airspace Committee.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Senators Dilworth and Beard:

Senate Resolution No. 108

Relative to the death of Evan T. Hewes.

WHEREAS, In the providence of Almighty God the labors of Evan T. Hewes for the people of Imperial County, and for the State of California have been brought to an end by his summons from this life; and

WHEREAS, The life and services of Evan T. Hewes to his community and to the State of California have been productive of unparalleled progress and growth in the development of the distribution of vital water supplies to large areas of this State on a practical and permanently beneficial financial basis; and

WHEREAS, For more than 24 years Evan T. Hewes had served as director and as president of the Imperial Irrigation District, the world's largest and most successful water system, with great honor and distinction to himself, and untold benefit to the people of the district; and

WHEREAS, In this 24 years the great and unusual problems of canal construction, diversion dams on the Colorado River, negotiations with the water users in the Republic of Mexico, and development of power to lighten the financial costs to the water users, together with unending negotiations and representations with the United States Government in behalf of the people of his district, all rested on the ability and judgment of President Evan T. Hewes, and were handled with credit and benefit to the people; and

WHEREAS, Evan T. Hewes, a native of the State of Maryland, has been a resident of California and of Imperial County for 45 years, serving his neighbors for many years as an officer of farm groups, and as president of the Imperial County Farm Bureau. He was elected to the Board of Directors of the Imperial Irrigation District in February, 1933, and president in October of that year, in which office he continued to serve until his recent untimely death; and

WHEREAS, His long and distinguished services on the Colorado River Board of the State of California, as Colorado River Commissioner, and as a member of the Governor's Committee on a State-wide Water Plan, and as chairman of the Imperial Dam Advisory Board, and as president of the Irrigation Districts Association of California, and numerous other official duties and responsibilities have endeared him to the people of California as an unselfish and capable public servant devoted completely to the progress and advancement of the well-being of our people, which has been acknowledged by words of high praise by Governor Goodwin Knight; and

WHEREAS, Evan T. Hewes was personally known to very many of the members of the United States Congress and official personnel in the City of Washington, where he championed the rights and necessities of his home state; and

WHEREAS, Evan T. Hewes was a warm personal friend and a valued acquaintance of the Members of this Legislature who have been active in water development and protecting the water rights of the people of our State; now, therefore, be it

Resolved, That the loss of Evan T. Hewes' experience, wisdom, and counsel in this critical period is an irreparable misfortune to the whole State of California; and be it further

Resolved, That we commend his career as an example and inspiration to the youth of California for their guidance and emulation in the great years ahead of this State; and be it further

Resolved, That suitably prepared copies of this resolution be forwarded to Mrs. Vera Hewes, his widow, to the Imperial Irrigation District, and to Senator Ben Hulse, his lifelong friend and co-worker.

Resolution read, and unanimously adopted on a motion by Senator Dilworth.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 2648

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 2648

Senator Miller moved that Senate Bill No. 2648 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2648—An act to repeal the Metropolitan Water District Act (Statutes of 1927, Chapter 429) and to add Section 161 to the Water Code, relating to metropolitan water districts.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after the parenthesis, insert "and Part 5 (commencing with Section 12500) of Division 6 of the Water Code".

Amendment No. 2

In line 2 of the title of the printed bill, strike out "Section", and insert "Sections 160 and".

Amendment No. 3

In line 3 of the title, strike out the period, and insert "and the Colorado River Board of California".

Amendment No. 4

After line 3, insert

"Sec. 2. Part 5 (commencing with Section 12500) of Division 6 of the Water Code is repealed.

SEC. 3. Section 160 is added to said code, to read:

160. The Department of Water Resources shall succeed to and is vested with all of the powers, duties, purposes, responsibilities, and jurisdiction of the Colorado River Board of California, and the Colorado River Commissioner, which are both abolished."

Amendment No. 5

In line 4, after "SEC," strike out "2", and insert "4".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Elections**

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Chairman of the Committee on Elections, to which was referred:

Assembly Bill No. 1115

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1115

Senator Dilworth moved that Assembly Bill No. 1115 be amended and re-referred to Committee on Elections.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1115—An act to add Section 954 to the Elections Code, relating to election days.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 6 and 7, of the printed bill, strike out "unless the law requires that they be held on Tuesday".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 2099

Assembly Bill No. 3005

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 2099

Senator Kraft moved that Senate Bill No. 2099 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2099—An act to add Section 33201.1 of the Health and Safety Code, relating to community redevelopment.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 11, 1957, strike out lines 11 to 13, inclusive.

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 3005

Senator Gibson moved that Assembly Bill No. 3005 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 3005—An act to amend Section 43620 of, and to add Section 43610.1 to the Government Code, relating to city bonds.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 19, 1957, strike out "Section", and insert "Sections 43611 and".

Amendment No. 2

On page 1, between lines 16 and 17, insert

"Sec. 2. Section 43611 of said code is amended to read:

43611. The ordinance shall be published once a day for at least seven days in a newspaper published at least six days a week in the city, or once a week for two weeks in a newspaper published less than six days a week in the city.

If there are no such newspapers, it shall be posted in three public places in the city for two succeeding weeks.

No other notice need be given."

Amendment No. 3

On page 1, line 17, strike out "SEC. 2.", and insert "SEC. 3."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 980

Senate Bill No. 2039

Assembly Bill No. 399

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 980

Senator Robert I. McCarthy moved that Senate Bill No. 980 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 980—An act to amend Section 1100 of the Harbors and Navigation Code, relating to bar pilot licensing.

Bill read second time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendment:

Amendment No. 1

The amendment commences on line 9, after the word "appointed". Delete the period and insert a comma in lieu thereof. The amendment reads: "; provided, however, that no person shall be licensed as a pilot for the first time under this part unless he is under the age of fifty-one (51) years."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 2039

Senator Kraft moved that Senate Bill No. 2039 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2039—An act to add Section 4394 to the Business and Professions Code, relating to pharmacy.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate April 15, 1957, after "regulation", insert "duly".

Amendment No. 2

On page 1, line 5, after "board", insert a comma.

Amendment No. 3

On page 1, line 6, after "4008," insert "provided such rule or regulation is lawful under the provisions of this chapter".

Amendment No. 4

On page 1, line 8, strike out "or is about to occur. Any such proceeding", and insert ". Any such action".

Amendment No. 5

On page 1, line 14, after "California," insert "Nothing in this section shall permit the bringing of any action with respect to any drug or product complying with the provisions of Sections 4052, 4055, 4057, 4058, or 4059 of this code, nor shall this section repeal, change, or affect any of these sections."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND ASSEMBLY BILL NO. 399

Senator Miller moved that Assembly Bill No. 399 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 399—An act to amend Section 7068 of the Business and Professions Code, relating to qualifying employees.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 22, of the printed bill, as amended in Assembly April 12, 1957, strike out "shall receive"; and strike out line 23; and on page 2, strike out lines 1 and 2; and in line 3, strike out "such capacity".

Amendment No. 2

On page 2, line 10, strike out ", or that he owns not less"; and strike out line 11, and insert a period.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, April 25, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 1524

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1524

Senator Arnold moved that Senate Bill No. 1524 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1524—An act to amend Section 1001 of the Education Code, relating to the Public School System.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 1001", and insert "add Article 8 (commencing at Section 4401) to Chapter 13 of Division 2".

Amendment No. 2

In line 2 of the title, strike out "Public School System", and insert "withdrawal of joint union high school districts from junior college districts".

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Article 8 is added to Chapter 13 of Division 2 of the Education Code, to read:

Article 8. Withdrawal of Joint Union High School Districts

4401. Any joint union high school district which is a part of a junior college district may withdraw from the junior college district in the manner prescribed by this article.

4402. A petition signed by a majority of the registered electors residing in the joint union high school district shall be presented to the county board of supervisors of the county in which the greatest portion of the assessed valuation of the joint union high school district is situated asking for the exclusion of such district from the junior college district.

4403. The persons securing the signatures to the petition shall attach an affidavit thereto that all persons who signed the petition did so in the presence of the affiant and that each signature is a genuine signature of the person whose name it purports to be.

4404. Upon the filing with it of the petition, the board of supervisors shall have jurisdiction to hear and determine the petition.

4405. The board of supervisors shall at the next regular meeting of the board, hear all persons interested in the petition and may continue the hearing from time to time but not for more than two weeks in all. If it approves the petition it shall, by an order entered upon its minutes, exclude the joint union high school district from the junior college district.

4406. No high school district shall be excluded from a junior college district pursuant to this article if the junior college district has any outstanding bonded indebtedness on the date of the hearing of the petition.

4407. The order of the board of supervisors excluding a joint union high school district from a junior college district shall be entered by the clerk of the board in his record of junior college districts. He shall send a copy of the order to the governing board of the junior college district and to the county clerk of each county in which any part of the junior college district is situated, who shall enter it in his record of junior college districts.

4408. Before any signatures are obtained to the petition asking for the exclusion of the joint union high school district from the junior college district, a copy of the text of the petition may be filed with the board of supervisors of the county whose county superintendent of schools has jurisdiction over the junior college district, and the withdrawal proceedings shall be deemed to be pending from the date of such filing.

During the pendency of proceedings for the withdrawal of a joint union high school district from a junior college district, no election shall be called, held, or conducted in the junior college district for the purpose of authorizing the issuance of bonds of the junior college district."

Amendment No. 4

On page 1, strike out lines 2 to 5, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 2388

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 2388

Senator Richards moved that Senate Bill No. 2388 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2388—An act to amend Section 3 of the Welfare and Institutions Code, relating to the protection, care, and assistance of children, aged persons, and others specially in need thereof.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 3", and insert "Sections 2164 and 3047".

Amendment No. 2

On page 1, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. Section 2164 of the Welfare and Institutions Code is amended to read:

"2164. No aid under this chapter shall be granted or paid to any person who owns real property the assessed value of which as assessed by the county assessor, less all encumbrances thereon of record, exceeds five thousand dollars (\$5,000). Real property owned but not occupied as a home by an applicant or recipient shall be utilized to provide for the needs of the applicant or recipient.

For purposes of this section, real property occupied as a home includes real property acquired or occupied as a homestead, including street frontage, a home garden, and a home orchard.

SEC. 2. Section 3047 of said code is amended to read:

"3047. (a) No aid under this chapter shall be granted or paid to any person who owns real property the assessed value of which as assessed by the county assessor, less all encumbrances thereon of record, exceeds five thousand dollars (\$5,000). Real property owned but not occupied as a home by an applicant or recipient shall be utilized to provide for the needs of the applicant or recipient.

For purposes of this section, real property occupied as a home includes real property acquired or occupied as a homestead, including street frontage, a home garden, and a home orchard."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which were referred:

Senate Bill No. 1151

Senate Bill No. 1419

Assembly Bill No. 2111

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 1151

Senator Collier moved that Senate Bill No. 1151 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1151—An act to amend Section 2110 of the Streets and Highways Code, relating to Highway Users Fund.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "----- (\$-----)", and insert "five hundred thousand dollars (\$500,000)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND SENATE BILL NO. 1419

Senator Collier moved that Senate Bill No. 1419 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1419—An act to add Section 9602.5 to, and to add Part 4.5 (commencing with Section 10550) to Division 2 of, the Revenue and Taxation Code, relating to taxation of motor vehicle transportation.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 33, of the printed bill, as amended in Senate April 9, 1957, strike out "150", and insert "170".

Amendment No. 2

On page 2, lines 34 and 35, strike out "plus the maximum weight of any property to be carried on the vehicle", and insert "exclusive of the emergency seats, except that transit type passenger vehicles may use 150 pounds per seat in determining gross weight".

Amendment No. 3

On page 2, between lines 37 and 38, insert "As used in this section, "transit type passenger vehicle" means any passenger carrying vehicle which does not have a separate compartment or space provided for the transportation of baggage or express."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND ASSEMBLY BILL NO. 2111

Senator Collier moved that Assembly Bill No. 2111 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2111—An act to amend Sections 158, 180, 205 and 375 of the Vehicle Code, relating to license plates.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly April 19, 1957, after "158," insert "164,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2, between lines 13 and 14, insert

"SEC. 2. Section 164 of the Vehicle Code is amended to read:

164. Department to Renew Registration. The department, upon renewing a registration, shall issue a new registration card and license plates to the owner as upon an original registration. In lieu of issuing a new registration card the department may endorse or authorize the endorsement of a receipt or validation upon payment of the required fees, such receipt or validation to be stamped upon the registration card last issued for such vehicle during the preceding registration year, or upon a potential registration card issued near the close of the preceding year, which registration card so endorsed or validated shall constitute the registration card for the ensuing registration year, and the department may, in place of issuing new license plates for the ensuing year, issue in lieu thereof a single tab indicating the year number for which issued, which tab, *sticker*, or other suitable device shall be attached to the rear license plate issued for such vehicle for the last preceding calendar year in which license plates were issued, and, when so attached, said license plates with such tab shall for the purposes of this code be deemed to be the license plate or plates for the ensuing registration year.

[On January 1, 1951, the department shall issue license plates and thereafter issue license plates every fifth year, and during each intervening four-year period the department shall annually issue a tab, sticker, or other suitable device as herein provided.]

The department may extend the life of the current series of license plates and may hereafter issue a new series of license plates for an indefinite period of time, but in no event for a period less than five (5) years. During each intervening year of the period for which the plates are issued, the department shall issue a tab, sticker, or other suitable device as herein provided.

Any such series of plates may be canceled by the Director of Motor Vehicles with the approval of the Governor at any time after five years from the year of issuance of such series.

The department may authorize an endorsement of a receipt or the validation of a registration card or potential registration card as hereinbefore provided by a person or organization holding a certificate of authority issued under the provisions of Part 5 of Division 2 of the Insurance Code."

Amendment No. 3

On page 2, line 14, strike out "SEC. 2.", and insert "SEC. 3."

Amendment No. 4

On page 2, line 25, strike out "SEC. 3.", and insert "SEC. 4."

Amendment No. 5

On page 3, line 6, strike out "SEC. 4.", and insert "SEC. 5."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 2636

Senate Bill No. 2285

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, (Chairman

MOTION TO AMEND SENATE BILL NO. 2636

Senator Montgomery moved that Senate Bill No. 2636 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2636—An act authorizing the California Disaster Office to contract with a private agency to make a study of communications, relating to civil defense, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "a study of communications," and insert "studies of communications and plans".

Amendment No. 2

On page 1, line 2, after "authorized", insert "(a)".

Amendment No. 3

In line 3, after "communications", insert "and (b) to make a further study of the operational plan in connection therewith".

Amendment No. 4

In lines 5 and 6, strike out "----- dollars (\$-----)", and insert "sixty-five thousand dollars (\$65,000)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 2285

Senator Thompson moved that Senate Bill No. 2285 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2285—An act to add Chapter 2.5 (commencing with Section 65075) to Title 7 of the Government Code, relating to the creation of the San Francisco Bay Area Regional Planning District, setting forth its organization, powers, and duties, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 4, line 5, of the printed bill, as amended in Senate April 15, 1957, after "chapter", insert "for a period of two years".

Amendment No. 2

On page 6, line 22, strike out "first".

Amendment No. 3

On page 6, line 23, strike out "until June 1, 19___, and thereafter the", and insert "for a period of two years from the effective date of this chapter."

Amendment No. 4

On page 6, strike out lines 24 to 34, inclusive.

Amendment No. 5

On page 8, strike out line 17.

Amendment No. 6

On page 8, line 18, strike out "(b)", and insert "(a)".

Amendment No. 7

On page 8, line 21, strike out "(c)", and insert "(b)".

Amendment No. 8

On page 8, line 22, strike out "(d)", and insert "(c)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, April 25, 1957

MR. PRESIDENT: The Chairman of the Committee on Rules, to which was referred: Senate Bill No. 2580

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Chairman

MOTION TO AMEND SENATE BILL NO. 2580

Senator John F. McCarthy moved that Senate Bill No. 2580 be amended and re-referred to Committee on Rules.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2580—An act to repeal Sections 4756 and 4757 of, and to add Section 4756 to, the Health and Safety Code, relating to county sanitation districts.

Bill read second time.

Motion to Amend

Senator John F. McCarthy moved the adoption of the following amendments:

Amendment No. 1

Strike out line 2 of the title of the printed bill, as amended in Senate April 8, 1957; and in line 3 of the title, strike out "Section 4756 to," and insert "Section 4755 of, and to add Section 4755 to,".

Amendment No. 2

On page 1, strike out line 2, and insert

"SECTION 1. Section 4755 of the Health and Safety Code is repealed.

SEC. 2. Section 4755 is added to said code, to read:

4755. When the expenditure required for the work exceeds two thousand dollars (\$2,000) it shall be contracted for and let to the lowest responsible bidder after notice.

The notice inviting bids shall set a date for the opening of bids. The first publication or posting of the notice shall be at least 10 days before the date of opening the bids. Notice shall be published at least twice, not less than five days apart, in a newspaper of general circulation printed and published in the district, or if there is none, it shall be posted in at least three public places in the district that have been designated by the board as the places for posting such notice. The notice shall distinctly state the work to be done.

In its discretion, the district board may reject any bids presented and readvertised. If two or more bids are the same and the lowest, the district board may accept the one it chooses. If no bids are received the district board may have the work done without further bid.

If all bids are rejected, the district board on a resolution adopted by a four-fifths vote may declare that the work can be performed more economically by day labor, or the materials or supplies furnished at a lower price in the open market and may have the work done in a manner stated in the resolution in order to take advantage of this lower cost.

If there is a public calamity, as an extraordinary fire, flood, or other disaster the district board may by resolution adopted by a four-fifths vote declaring that the public interest and necessity demand the immediate expenditure of public money to safeguard life, health or property expend any sum required in the emergency without submitting such expenditure to bid."

Amendment No. 3

On page 1, strike out lines 3 to 25, inclusive; and on page 2, strike out lines 1 and 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 244

Reports the same back with author's amendments with the recommendations: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 244

Senator Short moved that Senate Bill No. 244 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 244—An act to add Division 8 to the Welfare and Institutions Code, relating to community mental health services.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 33, of the printed bill, as amended in Senate April 24, 1957, strike out "not less than".

Amendment No. 2

On page 2, line 34, strike out "or one-third".

Amendment No. 3

On page 2, line 35, strike out "whichever number is the greater,".

Amendment No. 4

On page 2, lines 38 and 39, strike out "The other members shall be persons representative of the public interest in mental health", and insert "One member shall be the chairman of the local governing body, one member shall be a superior court judge selected by the judges of the county, and two members shall be persons representative of the public interest in mental health".

Amendment No. 5

On page 3, line 14, after "appointment of", strike out "the", and insert "a".

Amendment No. 6

On page 4, line 43, strike out "subject to reimbursement", and insert "reimbursed".

Amendment No. 7

On page 4, line 48, after "care", insert ", including referrals by physicians and surgeons".

Amendment No. 8

On page 4, line 52, after "care", insert ", including referrals by physicians and surgeons".

Amendment No. 9

On page 5, line 2, after "privately", insert ", including referrals by physicians and surgeons".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

ADJOURNMENT

At 5.35 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Friday, April 26, 1957, out of respect to the memory of the late Evan T. Hewes.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-FIFTH LEGISLATIVE DAY

SEVENTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, April 26, 1957

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

Lord, God, Almighty, in the busy pursuit of our daily lives, may we pause to seek the consoling influence that comes from acknowledging Thee as our Creator. We humbly ask Thee that in all our deliberations and decisions, we may put service above self—ideals above personal interests—moral responsibility above personal gain. May we, as leaders of our government, always be men of virtue and honor through whom the well-being of our State may be promoted and Thy name glorified among us. Make us Lord, obedient to Thy will—to do only that which is just and honorable. Give us the vision to see that justice alone will endure and that only in being just to all others can we make our lives acceptable to Thee. May our deeds ever be worthy of Thy approval. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Richards, on motion of Senator Beard, due to legislative business.

Senator Busch, on motion of Senator Beard, due to legislative business.

Senator Collier, on motion of Senator John F. McCarthy, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senators Harold T. Johnson and Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Fern Joslyn and Mrs. Anna May, both of North Sacramento.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ed Richardson, John A. Miller, Ken Sampson, and Mr. and Mrs. Morgan Noble, all of Newport Beach, and Melvin D. Hilgenfeld of Anaheim.

On request of Senator Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to principal Chester Conley and the following students from Castle Rock Union Elementary School: Rita Aguallera, Darlene Callander, Margaret Wright, Adele Kenney, Toni Clarke, John Johnson, and Raymon Brown.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George Denney, Mrs. Agnes Montgomery, and the following students from Trinity County High School, Weaverville and Hayfork: Dave Adrian, Ralph Baumgardner, Dewey Cain, Clifford Chapman, Judy Coates, Roberta Dale, Carroll Davis, Gary Dogert, Gilbert Edgerton, Wayne Evans, Harry Grant, Pat Haulon, Betty Hartland, Duane Heryford, Ann Holbrook, Elizabeth Jackson, Harvey Jackson, Mike Jackson, Harold Jones, Charles Kimball, Mary McInnis, Jenith Miller, Milton Mortenson, Arnold Oliver, Mary Jean Phile, Jesse Robjohn, Michael Regan, Lee Ross, Robert Ryan, Kenneth Scott, Raymond Teitzel, Roberta Van Meter, Judy Vokal, Phillip Ward, Jess Woodard, Robert Worrell, Wayne Wrightson, Allen Wyant, Jack Willard, Pat Arnold, Roger Arnold, Bill Cecil, Mary Coumbs, Ronald Elliot, Jim Hawkins, Carole Huff, Harlene Olsen, Jean Patton, William Patton, Jan Reynolds, Barbara Stern, and Chuck Wycoff.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Millicent M. Lawitzke, Dick B. Lawitzke, and the following students from Carmelo Elementary School, Carmel: Billie Fritsche, Virginia Madison, Lee Otter, Frank Preve, Charles Todd, and Loren Wilder.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to students and adults from Winton Elementary School and Hopeton Elementary School: *Winton Elementary School Students*—Freddie Dick, Stanley Dirickson, Douglas Dirks, James Eason, Delbert Friesen, Jimmy Johnston, Darrel Lingenfelter, Sidney Nightengale, Charles Nunez, Robert Olsen, Earl Ratzlaff, Donald Tucker, Ronald Unruh, Elroy Yokley, Yvette Coleman, Barbara Crain, Vivian Crain, Carolyn Deeter, Melba Easu, Evon Goucher, Haroldean Heedick, Janice Jantz, Margaret Kellogg, May Koehn, Margaret Ortiz, Mary Ortiz, Marlene Schroeder, Janet Voth, Karen Wedell, Alice Zacharias, David Brown, Roland Buhler, James Chapman, Herbert Edwards, Johnny Giesbrecht, Eugene Lackey, Edward Martinez, Alfonso Mendoza, Frank Sarmiento, Duane Schmidt, Howard Skinner, James Sullivan, John Willmon, Barbara Adams, Percie Baker, Carolyn Blake, Karen Brooks, Janice Gregory, Bonny Grissom, Sharon Helton, Becky Horst, Georgie Knowles, Judy Lawler, Mary Alice May, Lucy Ornelas, Barbara Peel, Glenda Rainey, Susie

Rase, Anna Ruth Toews, and Leona Voth; *Hopeton Elementary School Students*—Joe Souza, Dottie Napier, Donald Borba, Dale Ferreira, John White, and Berniece Correia; *adults*—Mrs. Sybil Crookham, superintendent; Mrs. Margaret Woodruff, teacher; Mr. James D. Ben-night, teacher; Mr. Richard Landy, teacher, and Mr. David Kochu, bus driver.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert King, Mr. R. Gutermuth, Miss Z. Mallard, Mrs. Snell, and the following students from West Park Elementary School, Fresno: Mary Snell, Joyce Scribner, Pat Basinger, Mary Ann Davis, Diane Lancaster, Cora Whitaker, Elene Bias, Jeannie Bailey, Cecilia Leal, Gary DeLara, Homer Nicholas, Emile Chabroullard, Frank Campbell, Harold Grassley, Birt Reid, Ronnie Harmon, Ronald Slebiss, Larry More, Pat Kobos, Jerry Mooney, Glenn Green, and Ruben Acosta.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Toomasian, Wilbur Beasley, Mrs. S. Leas, and the following students from Theodore Roosevelt High School, Fresno: Angelo Alessandro, Grace Williams, Carolyn Gray, Carolyn Vilhauer, Karen Mobley, Agnes Arrants, Larry Karabian, Sharon Dawson, Sharon Curtin, Malvene Hagen, Judy Prentice, Bethany Woessner, Gene Agee, Deborah Millerd, Donna King, Mickey Smith, Mittie Branch, Bobbi Davidson, Julie Kravich, Margie Wright, Bill Glasson, Jerry Davis, Cruz Velasquez, Shirley Burks, Lester Leas, Gary Watkins, Masako Kubota, Phyllis Bobbitt, Bud Stude, Wayne Hawkins, Gail Hartman, Cavin Morgan, and Tania Altintop.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students and adults from Greenfield Union Elementary School, Greenfield, Monterey County: Eugene Adams, Jon Adamson, Darlene Allen, Frances Anderson, John Apodaca, Jerry Armer, Helen Banuelos, Roy Benson, Shirley Bianchi, Charles (Pete) Bigham, Jewel Bigham, Shyron Bradshaw, Imogene Brewer, James Clifton, Joann Colvin, Jimmy Deatherage, Jack Gibbs, Claudia Gosney, Mary Alice Govea, Darrel Gurley, Theresa Horvath, David Johnston, Kathy Jones, Loreen Lovelace, Michael McBride, Jo Ann Mosley, Leo Moss, Donald Norwood, Barbara Olsen, Angel Ortega, Mary Otero, Oscar Ozuna, Lupe Perez, Geraldine Renfro, Ralph Riva, Bernardo Rivera, Roy Roberts, Clarence Ross, Ophelia Sandoval, Ronnie Shires, Gary Silacci, Ronald Smith, Ronnie Spears, Harold Stoughton, Janet Stoughton, Rita Thompson, Dora Trevino, Norma Trevino, Sherrie Varney, Ronnie Whitlock, Betty Williams, and Earl York; *adults*—Mr. Forrest Brown, Mrs. Verna Morgan, Miss Ellen Marie Gilmore, Mr. Adrian Van Herwynen, and Mr. Elmer Giacomazzi.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ralph Martin, Mrs. Mavis Berry, and the following students from Edwin Markham Junior High School: Sharon Altieri, Jeannette Barrett, Gary Barry, Carlos Coronado, Donna Conran, Morrie Craig, Sandra Emery, Geraldine Favorita, Sharon Fisher, Dennis Frazier,

Richard George, Douglas Greiner, Jocelyn Guttadauria, Eugene Hall, Mary Jones, Sharon Kassin, Diane Ketchie, Karen Krumpotic, Audrianna Lombardo, Judy McClellan, Cheryl Moore, Barbara Murphy, Geraldine Nedley, Susan Nelson, Clifford Olson, John Ordile, Marilou Pasquinelli, Frances Provenzano, Dave Quadro, Donna Riley, Bob Saleedo, Fred Shirey, Pam Stoddard, Allison Tree, Arlene Vollenweider, and Keiko Wakayama.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Louis Wass of Riverside.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sam Merryman and Ed Petterson, County Supervisors of Humboldt County, and Joe Cumming, County Auditor of Humboldt County.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. A. Ronald Button, wife of State Treasurer, and Mr. and Mrs. A. Ronald Button, II, of Rancho Mirage, Riverside County.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to L. Basil Sarasin, Thomas J. McCaffrey, Lloyd Renfrow, and Paul Laufenburg, all of Vallejo.

On request of Senator Kraft, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jack W. Barnett of San Diego.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Windolph of Santa Ana.

ANNOUNCEMENT REGARDING ABSENCE

At 3.10 p.m., Senator Burns announced that Senators Regan, Cunningham and Cobey were absent because they were attending a meeting of the Water Committee.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF NATURAL RESOURCES
DIVISION OF BEACHES AND PARKS
SACRAMENTO, April 22, 1957

Hon. J. A. Beck, Secretary of Senate
State Capitol, Sacramento, California

MY DEAR MR. BECK:

Senate Concurrent Resolution No. 20—San Bernardino County

Attached herewith are two copies of the report prepared by the Land Section of the Division of Beaches and Parks relative to the establishment of state parks in the San Bernardino Mountains, County of San Bernardino, said report being in accordance with Senate Concurrent Resolution No. 20.

Sincerely yours,

NEWTON B. DRURY, Chief

Letter of transmittal ordered printed in the Journal.

Report ordered filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 26, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 140
Senate Bill No. 174
Senate Bill No. 272
Senate Bill No. 292
Senate Bill No. 301
Senate Bill No. 309
Senate Bill No. 318
Senate Bill No. 352
Senate Bill No. 412
Senate Bill No. 467
Senate Bill No. 486
Senate Bill No. 563
Senate Bill No. 634
Senate Bill No. 639
Senate Bill No. 641
Senate Bill No. 653
Senate Bill No. 690
Senate Bill No. 691
Senate Bill No. 692

Senate Bill No. 693
Senate Bill No. 707
Senate Bill No. 755
Senate Bill No. 787
Senate Bill No. 824
Senate Bill No. 905
Senate Bill No. 916
Senate Bill No. 1174
Senate Bill No. 1208
Senate Bill No. 1383
Senate Bill No. 1384
Senate Bill No. 1407
Senate Bill No. 1584
Senate Bill No. 1673
Senate Bill No. 1697
Senate Bill No. 1730
Senate Bill No. 1801
Senate Bill No. 1892
Senate Bill No. 2043

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 26, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 2100
Senate Bill No. 2102
Senate Bill No. 2105
Senate Bill No. 2280

Senate Bill No. 2328
Senate Bill No. 2356
Senate Bill No. 2526

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 26, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 46
Senate Concurrent Resolution No. 52
Senate Concurrent Resolution No. 58

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 70
Senate Bill No. 78
Senate Bill No. 187
Senate Bill No. 251
Senate Bill No. 260
Senate Bill No. 350
Senate Bill No. 384
Senate Bill No. 409
Senate Bill No. 595
Senate Bill No. 599
Senate Bill No. 640

Senate Bill No. 719
Senate Bill No. 773
Senate Bill No. 1378
Senate Bill No. 1400
Senate Bill No. 1891
Senate Bill No. 2052
Senate Bill No. 2101
Senate Bill No. 2211
Senate Bill No. 2399
Senate Bill No. 2596

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, April 26, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 3016

Assembly Bill No. 3166

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 3016--An act to amend Sections 31520.1, 31523, and 31558 of the Government Code, relating to county retirement systems.

Referred to Committee on Local Government.

Assembly Bill No. 3166--An act to add Section 1806 to the Streets and Highways Code, relating to city streets.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 25, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 148

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 148--Approving an amendment to the charter of the City of Berkeley, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on the second day of April, 1957.

Resolution ordered placed on file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 26, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 25

Senate Concurrent Resolution No. 84

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 26, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2259

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, April 26, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 31	Senate Bill No. 531
Senate Bill No. 40	Senate Bill No. 973
Senate Bill No. 44	Senate Bill No. 988
Senate Bill No. 47	Senate Bill No. 1219
Senate Bill No. 74	Senate Bill No. 2391
Senate Bill No. 326	Senate Bill No. 2398

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 17	Senate Bill No. 1134
Senate Bill No. 943	Senate Bill No. 1624

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 32	Senate Bill No. 1247
Senate Bill No. 73	Senate Bill No. 1576
Senate Bill No. 79	Senate Bill No. 1578
Senate Bill No. 262	Senate Bill No. 1786
Senate Bill No. 678	Senate Bill No. 2231

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 31—Relative to residence housing at state colleges:

Senate Concurrent Resolution No. 101—Approving amendment to the charter of the City of Chico, County of Butte, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on the eighth day of April, 1957;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-sixth day of April, 1957, at 4 p.m.

BURNS, Chairman

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 285	Senate Bill No. 2014
Senate Bill No. 291	Senate Bill No. 2045
Senate Bill No. 830	Senate Bill No. 2063
Senate Bill No. 831	Senate Concurrent Resolution No. 61
Senate Bill No. 832	Assembly Bill No. 113
Senate Bill No. 1182	Assembly Bill No. 320
Senate Bill No. 1315	Assembly Bill No. 522
Senate Bill No. 1634	

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be adopted.

KRAFT, Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to third reading.

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, April 25, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Joint Resolution No. 16

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

WILLIAMS, Chairman

Above reported resolution ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 149

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 172

Senate Bill No. 975

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules to be re-referred to proper interim committee for further study.

KRAFT, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Assembly Bill No. 201

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

KRAFT, Chairman

Above reported bill ordered to second reading.

Committee on Military and Veterans Affairs

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Assembly Bill No. 3737

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FARR, Vice Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Assembly Bill No. 1580

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

FARR, Vice Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Senate Bill No. 2335

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

FARR, Vice Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 666

Has had the same under consideration, and recommends that the subject (advertising along freeways and scenic highways) be re-referred to Committee on Rules to be re-referred to the proper interim committee for further study.

KRAFT, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 1308

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

KRAFT, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 199

Assembly Bill No. 2676

Senate Bill No. 1471

Assembly Bill No. 2823

Senate Bill No. 1462

Assembly Bill No. 940

Senate Bill No. 803

Assembly Bill No. 939

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ABSHIRE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 961

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

Above reported bill ordered to second reading.

Committee on Military and Veterans Affairs

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Assembly Bill No. 2294

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

FARR, Vice Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 938

Has had the same under consideration, and reports the same back with the recommendation: Re-refer to Committee on Rules with the recommendation it be referred to the proper interim committee for study.

BREED, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 2435

Assembly Bill No. 1850

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BREED, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 2410

Senate Bill No. 2623

Assembly Bill No. 98

Assembly Bill No. 1797

Assembly Bill No. 3495

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BREED, Chairman

Above reported bills ordered to second reading.

CONSIDERATION OF DAILY FILE

MOTION TO RECONSIDER

Senate Bill No. 664—An act to add Sections 2071 and 6050.5 to, and to amend Sections 2091 and 6050 of, the Penal Code, relating to the administration of state prisons and correctional institutions.

Motion to Reconsider Waived

Senator Farr waived his motion to reconsider the vote whereby Senate Bill No. 644 was passed.

Senate Bill No. 664 ordered transmitted to the Assembly.

SECOND READING OF SENATE BILLS

Senate Bill No. 1549—An act to add Section 8710.1 to the Water Code, relating to flood control.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2223—An act to amend Section 12 and to repeal Section 30 of the Sonoma County Flood Control and Water Conservation District Act (Chapter 994 of the Statutes of 1949), relating to the Sonoma County Flood Control and Water Conservation District, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2198—An act to add Section 6103.4 to the Government Code, relating to exemptions from fees or charges for official services.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate April 17, 1957, strike out lines 1 to 6, inclusive.

Amendment No. 2

On page 1, line 7, strike out "SEC. 2", and insert "SECTION 1".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 378—An act to amend Section 5006 of the Public Resources Code, relating to acquisition of property of the State Parks Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 23, of the printed bill, as amended in Senate April 22, 1957, after "whenever", insert "unimproved".

Amendment No. 2

On page 2, line 1, after "such", insert "unimproved".

Amendment No. 3

On page 2, line 1, after "equal to the", insert "unimproved".

Amendment No. 4

On page 2, line 3, strike out "real property if such property", and insert "unimproved real property if such unimproved real property".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 501—An act to amend Section 24263 of the Health and Safety Code, relating to air pollution control.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

In line 4 of the printed bill, after "person", insert "either".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1181—An act to repeal Section 9627 of, amend Sections 8726, 8738, 8741, 9507, 9509, and 9635 of, and to add Sections 8573, 8574 and 9627 to, the Health and Safety Code, relating to cemeteries.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1184—An act to add Section 8501 to the Health and Safety Code, relating to cemeteries.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1084—An act to amend Section 2415 of, and to add Section 2410.5 to the Labor Code, relating to labor camps.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1723—An act to amend Section 11730, to repeal Section 11730x and to add Sections 11732.2, 11732.3, 11732.4, and 11732.5, to the Insurance Code, relating to rate supervision of workmen's compensation insurance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1223—An act to amend Sections 254 and 256 of the Financial Code, relating to the State Banking Department.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1517—An act to free certain state lands from the public trust for navigation, commerce, and fisheries, and to empower the state lands commission to sell such lands.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1574—An act to amend Section 5404 of the Public Resources Code, relating to recreation, park and parkway districts.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 2673—An act to amend Section 22301 of the Water Code, relating to powers and purposes of irrigation districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2674—An act to add Section 26003 to the Water Code, relating to assessments in irrigation districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2675—An act to amend Sections 25978, 26075 and 26076 of the Water Code, relating to assessments in irrigation districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3032—An act to amend Section 542 of the Code of Civil Procedure, relating to the manner in which property is attached.

Bill read second time, and ordered to third reading.

Assembly Concurrent Resolution No. 22—Relative to approving a calendar of topics for study by the California Law Revision Commission.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 36, of the printed bill, as amended in Assembly March 15, 1957, insert

"Topic 16. A study to determine whether an award of damages made to a married person in a personal injury action should be the separate property of such married person.

Topic 17. A study of the Juvenile Court Law to determine whether changes in that law or in existing procedures should be made so that the term "ward of the juvenile court" would be inapplicable to nondelinquent minors.

Topic 18. A study to determine whether a trial court should have the power to require, as a condition of denying a motion for a new trial, that the party opposing the motion stipulate to the entry of judgment for damages in excess of the damages awarded by the jury."

Amendment read, and adopted.

Resolution ordered printed, and to third reading.

Assembly Bill No. 699—An act making an appropriation to pay the expenses of Members of the Assembly, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 97—An act to add Section 24251.5 to the Health and Safety Code, relating to air contamination.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Assembly March 26, 1957, after "to", insert "pure".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Assembly Bill No. 951—An act to amend Section 3226 of the Health and Safety Code and Section 79.05 of the Civil Code, relating to public health laboratory tests and reports.

Bill read second time, and ordered to third reading.

Assembly Bill No. 952—An act to add Section 1603.5 to the Health and Safety Code, relating to biologics and public health.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3092—An act to amend Section 6311 of the Labor Code, relating to workmen's safety from exposure to ionizing radiation and radioactive materials.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2647—An act to add Section 8961.1 to the Health and Safety Code, relating to the use of public cemetery districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1778—An act to amend Section 24254 of the Health and Safety Code, relating to air pollution control.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2648—An act to add Section 24055 to the Financial Code, relating to exemption from the California Small Loans Law.

Bill read second time, and ordered to third reading.

Assembly Bill No. 822—An act to add Section 18412 to the Financial Code, relating to loans made and contracts purchased by an industrial loan company.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Financial Institutions:

Amendment No. 1

Strike out lines 7 to 14, inclusive, and insert

"18412. No industrial loan company shall make loans to or purchases at discount from persons who do not reside or have a place of business in the State of California, unless such loans or purchases comply with the following conditions:

(a) If the loan or thing purchased be unsecured, then only if the loan or thing purchased bears the endorsement of a person who resides or has a place of business in the State of California.

(b) If the loan or thing purchased be secured by stocks or bonds, then only if the stocks or bonds are listed on a recognized American exchange and the unit price thereof is in excess of the minimum upon which stock brokers regularly make loans.

(c) If the loan or thing purchased is secured, then only if the security for the loan or for the thing purchased consists of the stocks or bonds described in subdivision (b), or of merchandise, equipment used in trade or business, accounts receivable or some other similar type of security acceptable to the commissioner.

(d) Only if the documents securing the loan or the thing purchased are in California at the time the loan or purchase is made and they are thereafter kept in California while the loan or the thing purchased remains unsatisfied.

(e) If the loan or thing purchased is not made to, purchased from or executed by a person who has a direct or indirect interest in the industrial loan company.

If a loan made or contract or other thing purchased is in violation of this section the officers, directors and shareholders of the industrial loan company shall be personally liable for any loss suffered by the industrial loan company by reason thereof."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Financial Institutions.

Assembly Bill No. 1398—An act to add Sections 12002.1, 12200.5, 12313.5, 12314, 12315, 12316, 12317, 12318, 12319, 12320, 12321, 12322, 12323, 12324, 12325, 12326, 12327, 12328, 12329, 12330, and 12331 to, and amend Sections 12100 and 12200 of, the Financial Code, and to add Section 6907.5 to the Business and Professions Code, relating to licensees under the Check Sellers and Cashers Law.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Financial Institutions:

Amendment No. 1

On page 2, line 4, of the printed bill, as amended in Assembly April 8, 1957, after "unions," insert "title insurance companies or underwritten title companies (as defined in Section 12402 of the Insurance Code), escrow agents subject to Division 6 of the Financial Code,".

Amendment No. 2

On page 2, strike out lines 13 and 14, and insert

"(c) The services of a person licensed to practice law in this State, when such person renders services in the course of his practice as an attorney at law, and the fees and disbursements of such person whether paid by the debtor or other person, are not charges or costs and expenses regulated by or subject to the limitations of this chapter; provided, such fees and disbursements shall not be shared, directly or indirectly with the prorater, check seller or cashier."

Amendment No. 3

On page 2, line 20, strike out "nonprofit".

Amendment No. 4

On page 2, line 21, strike out "or a credit bureau,".

Amendment No. 5

On page 2, line 23, strike out "consumer".

Amendment No. 6

On page 2, between lines 30 and 31, insert

"(h) A common law or statutory assignment for the benefit of creditors or the operation or liquidation of property or a business enterprise under supervision of a creditor's committee."

Amendment No. 7

On page 3, strike out lines 9 to 11, inclusive, and insert "other person for the prorater's services, may not exceed in the aggregate twelve percent (12%) for the first three thousand dollars (\$3,000), eleven percent (11%) for the next two thousand dollars (\$2,000), and ten percent (10%) for any of the remaining payments distributed by a".

Amendment No. 8

On page 5, strike out lines 13 to 32, inclusive, and insert

"12327. Nothing in this division shall be deemed to authorize the performance, directly or indirectly, of an act or acts constituting the practice of law by a prorater, business agent, check seller or cashier, or by any person, firm, corporation or organization described, or engaging in a transaction specified in subsections (a), (b), (d), (e), (f), (g), or (h) of Section 12100.

Without limiting the generality of the foregoing and other applicable laws, the following act or acts, when done by the owner, manager or employee of a prorater, in connection with a prorating transaction, shall be deemed to constitute the unlawful practice of law:

(a) Preparation, advising or signing of a release of attachment or garnishment, stipulation, affidavit for exemption, compromise agreement or other legal or court document;

(b) The furnishing of legal advice or performance of legal services of any kind.

No prorater (including an owner, manager or employee of a prorater) shall (1) represent that he is authorized or competent to furnish legal advice or perform legal services; (2) assume authority on behalf of creditors or a debtor or accept a power of attorney authorizing it to employ or terminate the services of an attorney or to arrange the terms of or compensate for such services; (3) communicate with the debtor or creditor or any other person in the name of an attorney or upon the stationery of an attorney or prepare any form or instrument which only attorneys are authorized to prepare."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1765—An act to add Article 5.7, comprising Sections 785 to 787, inclusive, to Chapter 1, Division 1 of the Insurance Code, relating to the offering of free insurance as an inducement to purchase or rent goods and services.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Financial Institutions:

Amendment No. 1

On page 1, lines 15 and 16, of the printed bill, as amended in Assembly April 17, 1957, strike out "or 10203.6", and insert ", 10203.6, or 10203.7".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 685—An act to amend Section 10505 of the Insurance Code, relating to life and disability insurance.

Bill read second time, and ordered to third reading.

Assembly Bill No. 635—An act to amend Section 10202.8 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3200—An act to add Section 3451 to the Public Resources Code, relating to oil and gas.

Bill read second time, and ordered to third reading.

CALL OF THE SENATE

Senator John F. McCarthy moved a call of the Senate.

Motion carried.

Time, 3.15 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 1624—An act to amend Sections 65060, 65062, 65063 and 65092 of, to add Sections 65063.1, 65063.2, 65063.3, 65063.4, and 65063.5 to, and to repeal Sections 65064 and 65065 of, the Government Code, relating to regional and area planning commissions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Coombs, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Short, and Sutton—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Motion to Retain Place on File

Senator Robert I. McCarthy moved that Senate Bill No. 1995 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 1006—An act to amend Sections 5968, 7231, 7236, and 7239 of, and to add Sections 7466 and 18865 to, the Education Code, relating to the tuition of nonresident junior college students.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Coombs, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Teale, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1134—An act to amend Section 24300 of the Government Code, relating to counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Coombs, Desmond, Dolwig, Donnelly, Erhart, Farr, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Teale, Thompson, and Williams—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1666—An act to add Sections 28161 and 28162 to the Government Code, relating to salary of district attorneys.

Motion to Refer Bill to Inactive File

Senator Miller moved that Senate Bill No. 1666 be placed on the inactive file.

Motion carried.

Senate Bill No. 31—An act to add Article 8 (commencing with Section 240) to Chapter 1 of Division 2 of the Fish and Game Code, and Article 8 (commencing with Section 10930) to Chapter 2 of Division 7 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to burros.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Teale, Thompson, and Williams 26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 326—An act to amend Section 19.6 of the Fish and Game Code, relating to the powers of the Fish and Game Commission.

Bill read third time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code," insert "and Section 221 of the Fish and Game Code as proposed by Assembly Bill No. 616,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 6, insert

"SEC. 2. Section 221 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

221. The provisions of this article are effective until the ninety-first day after the final adjournment of the [1957] 1959 Regular Session of the Legislature and thereafter shall have no force or effect.

SEC. 3. Section 2 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Section 19.6 of the Fish and Game Code adopted in 1933 is repealed."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2398—An act to amend Sections 444 and 444.1 of the Fish and Game Code and amend Sections 7182 and 7183 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Coombs, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert J. McCarthy, Miller, Montgomery, Murdy, Short, Teale, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 262—An act to amend Section 163 of the Fish and Game Code, relating to refuges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Short, Teale, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Donnelly Presiding

At 3.47 p.m., Senator Hugh P. Donnelly of the Twenty-second District, presiding.

Senate Bill No. 32—An act to amend Section 1403 of, and add Section 1404 to, the Fish and Game Code, and amend Sections 4600, 4601, 4602, 4603, 4604, 4605, and 4606 of, and to add Section 4187 to, the Fish and Game Code as proposed by Assembly Bill No. 616, relating to burros.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Christensen, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Short, Teale, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1786—An act to add Section 1017 to the Education Code, relating to school district employees.

Bill read third time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 25, 1957, strike out lines 5 and 6, and insert "school teachers, to undergo an examination to determine that he is free from active tuberculosis".

Amendment No. 2

On page 1, line 7, strike out "of the lungs".

Amendment No. 3

On page 1, line 10, strike out "After such physical", and insert "This examination shall consist of an X-ray of the lungs, or an approved intradermal tuberculin test, which, if positive, shall be followed by an X-ray of the lungs. After such".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 40—An act to convey certain tide and submerged lands to the City of Vallejo, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Christensen, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 44—An act to amend Sections 74842, 74843, 74844, 74845, and 74847 of, and to add Sections 74848 and 74849 to, the Government Code, relating to the municipal court established in a district embracing the City of Vallejo.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Teale, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 47—An act to add Section 69891.1 to the Government Code, relating to compensation of court stenographers or secretaries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Teale, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 531—An act to amend Sections 31641.1 to 31641.95 of the Government Code, relating to county retirement systems.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Christensen, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 973—An act to amend Section 575 of the Welfare and Institutions Code, relating to compensation of referees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Byrne, Christensen, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1219—An act to add Sections 73.2 and 87.4 and 96 to the Agricultural Code, relating to fairs and expositions.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 15, 1957, strike out “, 87.4 and 96”, and insert “and 87.4”.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Assistant Secretary Jack W. Bybee at the Desk

Senate Bill No. 2391—An act to amend Sections 20867 and 31451 of the Government Code, relating to the retirement of public officers and employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Christensen, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Miller, Montgomery, Murdy, Short, Teale, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1247—An act to amend Section 19682 of the Government Code, relating to penalties for deception or fraud in state civil service examinations.

Bill read third time.

Motion to Amend

Senator Christensen moved the adoption of the following amendment:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out “for deception or fraud in state civil service examinations”, and insert “for violations of the State Civil Service Act”.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Joint Resolution No. 25—Relative to the establishment of a domestic minerals program to stimulate the mining and production of strategic materials and metals in the interests of national defense.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Montgomery, Murdy, Short, Teale, and Williams—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1576—An act to amend Section 18102 of the Government Code, relating to disability indemnity of state employees.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Byrne, Christensen, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Montgomery, Murdy, Short, Teale, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2269—An act to amend Sections 3 and 16 of Chapter 63 of the Statutes of 1880, relating to the protection of lands from overflow.

Bill read third time, and presented by Senator Williams.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Byrne, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Montgomery, Murdy, Short, Teale, and Williams—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1927—An act to add Sections 3014, 3015, 3602.2 and 3608.1 to, and to amend Sections 3002, 3007, 3106, 3150, 3200, 3202, 3203, 3215, 3233, 3357, 3606, and 3608 of, the Public Resources Code, relating to oil and gas.

Bill read third time, and presented by Senator Hollister.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Byrne, Christensen, Coombs, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Kraft, Montgomery, Murdy, Short, Sutton, Teale, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 295—An act to amend Section 1563 of the Financial Code, relating to registration of stock held in trust in name of trust company nominee.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Byrne, Christensen, Coombs, Desmond, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Montgomery, Murdy, Short, Sutton, Teale, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 66—An act to amend Section 10270 of the Insurance Code, relating to insurance concerning distributors, wholesalers, dealers, or other personnel engaged in activities pertaining to the marketing and delivery of newspapers and magazines.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Byrne, Christensen, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Ehrhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert L. McCarthy, Montgomery, Murdy, Short, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 67—An act to add Chapter 2.5 (consisting of Sections 10220 to 10225, inclusive) to Part 2 of Division 2 of the Insurance Code, relating to blanket life insurance.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Christensen, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Ehrhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Montgomery, Murdy, Short, Sutton, Teale, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1256—An act to repeal Chapter 9 of Part 2 of Division 2 (commencing with Section 10810) of the Insurance Code, relating to mutual life and disability insurance on stipulated premium plans and to saving free of impairment, removal, or modification all existing causes of action and contractual rights or obligations.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Byrne, Christensen, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Ehrhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Montgomery, Murdy, Short, Sutton, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1257—An act to amend Section 1821 of the Insurance Code, relating to insurance.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Brown, Byrne, Christensen, Coombs, Desmond, Dolwig, Donnelly, Dorsey, Ehrhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Montgomery, Murdy, Short, Sutton, and Williams—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1462—An act to amend Sections 900 and 900.7 of the Insurance Code and to add Sections 900.8 and 900.9 to said code, relating to financial statements of insurers.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Byrne, Christensen, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Montgomery, Murdy, Short, Sutton, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3941—An act to amend Sections 5473 and 5474 of the Health and Safety Code, relating to the imposition of fees and charges for sanitation and sewage facilities and services.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Sutton, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4.42 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Assembly Bill No. 487—An act to amend Sections 3701, 4041, and 5221 of the Public Utilities Code, relating to the keeping of records and filing of reports with the Public Utilities Commission by carriers.

Bill read third time, and presented by Senator Erhart.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Brown, Burns, Byrne, Christensen, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Sutton, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1354—An act to amend Section 10401 of the Government Code, relating to the Commission on Uniform State Laws.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2006—An act to repeal Sections 340.2, 340.3 and 355.2 of, to amend Sections 349.9, 355 and 355.1 of, and to add Section 380.52 to, the Agricultural Code, relating to hide and brand inspection.

Bill read third time, and presented by Senator Abshire.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Coombs, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Short, Sutton, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 326—An act to amend Sections 155 and 911.23 of the Agricultural Code, relating to noxious weed seeds.

Bill read third time, and presented by Senator Abshire.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Coombs, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Short, Sutton, and Williams—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1516—An act to repeal Section 1781 of the Labor Code, relating to public works.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Coombs, Desmond, Dilworth, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Short, Sutton, and Williams—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1517—An act to amend Section 1775 of the Labor Code, relating to public works.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Coombs, Desmond, Dilworth, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Short, Sutton, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1518—An act to amend Section 1733 of the Labor Code, relating to public works.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Coombs, Desmond, Dilworth, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Short, Sutton, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1519—An act to amend Section 1815 of the Labor Code, relating to employment in excess of eight hours per day on public works.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Coombs, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Short, Sutton, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 711—An act to amend Section 24406 of the Education Code, relating to community recreation.

Bill read third time.

Motion to Amend

Senator Short moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Assembly March 28, 1957, strike out "without compensation", and insert "with or without compensation at the discretion of the governing body. If compensation is authorized by the governing body it shall not exceed ten dollars (\$10) per meeting."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 316—An act to amend Sections 2847 and 2847.6 of, and to add Section 2847.7 to, the Elections Code, relating to county central committees.

Bill read third time.

Motion to Amend

Senator Short moved the adoption of the following amendment:

Amendment No. 1

In lines 1 and 2, of the title of the printed bill, as amended in Senate April 25, 1957, strike out "and to add Section 2847.7 to,".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2993—An act to amend Sections 172, 172a, 172b, and 172d of the Penal Code, relating to alcoholic beverages.

Bill read third time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 19, of the printed bill, strike out "act", and insert "section".

Amendment No. 2

On page 2, line 42, strike out "act", and insert "section".

Amendment No. 3

On page 2, line 51, strike out "act", and insert "section".

Amendment No. 4

On page 3, line 51, strike out "or", and insert "of".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 5.10 p.m., on motion of Senator John F. McCarthy, further proceedings under the call of the Senate were dispensed with.

REPORTS OF STANDING COMMITTEES**Committee on Labor**

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which were referred:

Senate Bill No. 2333

Senate Bill No. 1165

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 2333

Senator Regan moved that Senate Bill No. 2333 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2333—An act to add Section 1736 to the Labor Code, relating to public works performed with federal funds.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 9 to 11, inclusive, and insert "provide in its call for bids in connection with such public works that all bid specifications and contracts and other procedures in connection with bids or contracts shall be subject to modification to comply with revisions in federal minimum wage schedules without the necessity of republication or duplication of other formal statutory requirements."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

MOTION TO AMEND SENATE BILL NO. 1165

Senator Collier moved that Senate Bill No. 1165 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1165—An act to amend Section 1816 of the Unemployment Insurance Code, relating to abstracts of judgments.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "from the time of the recording of the abstract", and insert "after the last entry of a judgment under this article".

Amendment No. 2

On page 1, line 12, strike out "From the date of the recording of the abstract", and insert "after the last entry of a judgment under this article".

Amendment No. 3

On page 1, line 16, strike out "the real", and insert "all the".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 10

Senate Bill No. 1199

Senate Bill No. 1198

Senate Bill No. 2001

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 10

Senator Erhart moved that Senate Bill No. 10 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 10—An act to amend Section 5080 of, and to add Sections 5082, 5082.3, 5082.5, 5082.7, 5082.8 and 5082.9 to, and to repeal Sections 5082, 5082.1, 5082.2, 5082.5, and 5082.6 of, the Business and Professions Code, relating to public accountants.

Bill read second time.

Motion to Amend

Senator Erhart moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 2, 1957, strike out "5082.7, 5082.8".

Amendment No. 2

On page 2, strike out lines 20 to 24, inclusive, and insert

"(1) Theory of accounts,

(2) Accounting practice."

Amendment No. 3

On page 3, strike out lines 1 to 46, inclusive.

Amendment No. 4

On page 3, line 47, strike out "12.", and insert "10."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 1198

Senator Gibson moved that Senate Bill No. 1198 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1198—An act to amend Sections 8915, 8918, 8919, 8920, 8921, 8922, 8923, 8925, 8926, 8938.1, 8938.2, 8938.4, 8941, 8943, 8950, 8951, 8952, 8954, 8955, 8956, 8957, 8966, 8967, 8970, 8971, 8971.5, 8972, 8972.1, and 8973 of, add Sections 8916, 8916.1, 8916.2, 8916.3,

8916.4, 8916.5, and 8917 to, and to repeal Sections 8905, 8910, 8916, and 8917 of, the Business and Professions Code, relating to yacht and ship brokers.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 6 of the title of the printed bill, as amended in Senate March 19, 1957, strike out "8910".

Amendment No. 2

On page 1, strike out lines 3 and 4, and insert

"SECTION 1. Section 8905 of the Business and Professions Code is repealed."

Amendment No. 3

On page 2, line 39, after "commission", insert ", with the approval of the director,".

Amendment No. 4

On page 2, line 43, after "commission", insert ", with the approval of the director,".

Amendment No. 5

On page 3, line 12, after "commission", insert ", with the approval of the director,".

Amendment No. 6

On page 7, line 42, after "determine", insert ", subject to the approval of the director,".

Amendment No. 7

On page 7, line 51, after "commission", insert ", with the approval of the director,".

Amendment No. 8

On page 8, line 5, after "commission", insert ", with the approval of the director,".

Amendment No. 9

On page 8, line 17, after "commission", insert ", with the approval of the director,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 1199

Senator Gibson moved that Senate Bill No. 1199 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1199—An act to add Section 8936.1 and Article 4 (commencing with Section 8945) to Chapter 16, Division 3 of the Business and Professions Code, relating to yacht and ship brokers.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate March 6, 1957, after line 9, insert

"SEC. 3. Section 2 of this act shall become operative only if Senate Bill No. 1198 or Senate Bill No. 2001 is enacted by the Legislature at its 1957 Regular Session,

and in such case at the same time as said Senate Bill No. 1198 or Senate Bill No. 2001."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 2001

Senator Kraft moved that Senate Bill No. 2001 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2001—An act to amend Sections 8902, 8915, 8937, 8938.1, 8938.2, 8941, 8943, 8950, 8952, 8954, 8955, 8966, 8967, 8970, 8971, 8971.5, 8972.1, 8973, and 8975 of, and to amend and renumber Sections 8917, 8918, 8919, 8923, 8924, 8925, and 8926 of, and to add Sections 8905, 8916, 8917, 8918, 8919, 8920, 8921, 8922, 8923, 8924, 8931, 8937.1, and 8968 to, and to repeal Sections 8905, 8916, 8920, 8921, 8922, 8938.3, 8938.4, 8951, 8969, and 8972 of, the Business and Professions Code, relating to the Department of Professional and Vocational Standards to provide for a Yacht and Ship Brokerage Board therein and the regulation of yacht and ship brokerage.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate April 24, 1957, in line 30, after "yacht", insert "and/or ship".

Amendment No. 2

On page 2, in line 31, after "yacht", insert "and/or ship".

Amendment No. 3

On page 5, in line 6, strike out "during the current biennium".

Amendment No. 4

On page 5, lines 7 and 8, strike out "that period.", and insert "the preceding fiscal year."

Amendment No. 5

On page 7, line 13, strike out "other", and insert "higher".

Amendment No. 6

On page 9, line 10, strike out "licensee", and insert "broker".

Amendment No. 7

On page 10, line 18, strike out "registrar", and insert "commission".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 1794

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 1794

Senator Thompson moved that Senate Bill No. 1794 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1794—An act to amend Section 32 of the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289 of the Statutes of 1955), relating to the Santa Clara-Alameda-San Benito Water Authority.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 37 to,".

Amendment No. 2

On page 1, after line 5, insert

"SEC. 2. Section 37 is added to said act, to read:

Sec. 37. Each director shall receive such sum as may be fixed by the board not exceeding twenty dollars (\$20) for each meeting of the board attended by him, not exceeding two meetings in any calendar month."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 867

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 867

Senator Short moved that Senate Bill No. 867 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 867—An act to add Section 13862 to the Education Code, relating to pay roll deductions for school district employees.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "Effective July 1, 1958, and thereafter, the", and insert "The".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 92

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 92

Senator Teale moved that Senate Bill No. 92 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 92 -An act to add Part 2, comprising Chapter 1, Sections 4000 to 4192, inclusive, to Division 5 of the Welfare and Institutions Code, to amend Sections 7.5, 103.4, 103.5, 114.5, 118.2, 119.5, 145, 145.1, and 145.4 thereof, and to amend Section 29802 of the Government Code, relating to a program of aid to the needy permanently and totally disabled in accordance with Title XIV of the Federal Social Security Act, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate March 29, 1957, strike out lines 31 to 47, inclusive.

Amendment No. 2

On page 7, between lines 3 and 4, insert

"(f) Who is a citizen of the United States or who has legally resided in the United States for 25 years or more."

Amendment No. 3

On page 15, line 33, strike out "July", and insert "January".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 644

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 644

Senator Teale moved that Senate Bill No. 644 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 644—An act to amend Sections 7306, 8101, 8103, 8307, 8351, and 8352 of, to add Sections 7303.1, 7304.1, 7311, 7312, 7351.1, 8255, 8304.1, 8355, 8356, and 8401.1 to, to add Article 2.1 (commencing with Section 7487) to Chapter 4, Part 2, Division 2 of, and to repeal Sections 8357, 8357.5, and 8358 of, the Revenue and Taxation Code, relating to the taxation of motor vehicle and aircraft fuel, making an appropriation, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 27, line 42 of the printed bill, as amended in Senate April 3, 1957, after "balance", insert "; but not to exceed one hundred twenty-five thousand dollars (\$125,000);".

Amendment No. 2

On page 27, strike out lines 47 to 49, inclusive; on page 28, strike out lines 1 to 13, inclusive, and insert

"(f) Of the remaining balance;

(1) One-half as follows:

a. One-third for distribution to counties in proportion to the area of each county.
b. One-third for distribution to counties in proportion to the population of each county."

Amendment No. 3

On page 28, line 14, strike out "One-fifth", and insert "One-third".

Amendment No. 4

On page 28, line 17, strike out "as"; and strike out lines 18 to 26, inclusive, and insert "; when approved by the Department of Finance and the State Aeronautics Commission or its successor, in supplementing or matching any federal funds made available for expenditure in California for publicly owned airports, for construction or reconstruction, or supplementing or matching any city or county funds for the construction or reconstruction of publicly owned airports."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Public Health and Safety**

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 1243

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1243

Senator Cobey moved that Senate Bill No. 1243 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1243—An act to add Chapter 2.6 (commencing at Section 24375) to Division 20 of the Health and Safety Code, creating

the Central Valley Air Pollution Control District, setting forth its organization, powers, and duties, all relating to the control of air pollution.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "Central", and insert "San Joaquin".

Amendment No. 2

On page 1, line 4, strike out "Central", and insert "San Joaquin".

Amendment No. 3

On page 1, line 10, strike out "Central", and insert "San Joaquin".

Amendment No. 4

On page 2, line 13, strike out "Central", and insert "San Joaquin".

Amendment No. 5

On page 2, line 22, strike out "hydrographic area No. 5".

Amendment No. 6

On page 2, strike out lines 23 to 26, inclusive, and insert "Fresno, Kern, Kings, Madera, Merced, San Joaquin, Stanislaus, and Tulare Counties."

Amendment No. 7

On page 2, line 31, strike out "Central", and insert "San Joaquin".

Amendment No. 8

On page 2, strike out lines 45 to 47, inclusive, and insert "Fresno, Kern, Kings, Madera, Merced, San Joaquin, Stanislaus, and Tulare Counties".

Amendment No. 9

On page 2, line 48, strike out "below the 2,000 foot elevation level".

Amendment No. 10

On page 2, line 49, strike out "Central", and insert "San Joaquin".

Amendment No. 11

On page 3, line 4, after "members", insert a period.

Amendment No. 12

On page 3, line 4, strike out "appointed by the".

Amendment No. 13

On page 3, strike out lines 5 to 8, inclusive, and insert "Each city council of the Cities of Bakersfield, Fresno, and Stockton shall appoint one member to the board, and each board of supervisors of the counties within the district shall appoint one member to the board."

Amendment No. 14

On page 3, strike out line 9, and insert "24375.16. The members of the first board shall classify themselves by lot so that their terms shall".

Amendment No. 15

On page 3, line 16, strike out "Governor", and insert "governing body which made the appointment".

Amendment No. 16

On page 3, line 18, strike out "Governor", and insert "governing body which made the appointment".

Amendment No. 17

On page 6, line 23, strike out "At any time after October 1, 1957, the", and insert "The".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 1783

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 1783

Senator Dolwig moved that Senate Bill No. 1783 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1783—An act to amend Section 12256 of the Revenue and Taxation Code, relating to the taxation of insurers.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 12256 of", and insert "add Sections 12103 and 12265 to".

Amendment No. 2

On page 1 of the printed bill, strike out lines 1 to 12, inclusive, and insert

"SEC. 1. Section 12103 is added to the Revenue and Taxation Code, to read: 12103. When by the laws of any other state or foreign country any premium or income or other taxes, or any fees, fines, penalties, licenses, deposit requirements or other obligations, prohibitions or restrictions are imposed upon California insurance companies doing business, or that might seek to do business in such other state or country, or upon the agents of said companies, which in the aggregate are in excess of such taxes, fees, fines, penalties, licenses, deposit requirements or other obligations, prohibitions or restrictions directly imposed upon insurance companies of such other state or foreign country under the statutes of this State, so long as such laws continue in force, the same obligations, prohibitions and restrictions of whatever kind shall be imposed upon insurance companies of such other state or foreign country doing business in California. Any tax, license or other obligation imposed by any city, county or other political subdivision of a state or foreign country on California insurance companies or their agents shall be deemed to be imposed by such state or foreign country within the meaning of this section, and the Insurance Commissioner for the purpose of this section shall compute the burden of any such tax, license or other obligations on an aggregate state-wide or foreign-country-wide basis as an addition to the tax and other charges payable by similar California insurance companies or their agents in such state or foreign country. Any insurance company, corporation or association domiciled in the State of California and issuing insurance policies covering property or other liability or contingencies within this State, may deduct any retaliatory tax actually paid to other states from their California taxes due for the tax year for which such retaliatory taxes were paid; provided, that suitable evidence of the payment of such retaliatory taxes to other states shall accompany the annual tax return filed with the California Insurance Commissioner.

SEC. 2. Section 12265 is added to said code, to read:

12265. When by the laws of any other state or foreign country any premium or income or other taxes, or any fees, fines, penalties, licenses, deposit requirements

or other obligations, prohibitions or restrictions are imposed upon California insurance companies doing business, or that might seek to do business in such other state or country, or upon the agents of said companies, which in the aggregate are in excess of such taxes, fees, fines, penalties, licenses, deposit requirements or other obligations, prohibitions or restrictions directly imposed upon insurance companies of such other state or foreign country under the statutes of this State, so long as such laws continue in force, the same obligations, prohibitions and restrictions of whatever kind shall be imposed upon insurance companies of such other state or foreign country doing business in California. Any tax, license or other obligation imposed by any city, county or other political subdivision of a state or foreign country on California insurance companies or their agents shall be deemed to be imposed by such state or foreign country within the meaning of this section, and the Insurance Commissioner for the purpose of this section shall compute the burden of any such tax, license or other obligations on an aggregate state-wide or foreign-country-wide basis as an addition to the tax and other charges payable by similar California insurance companies or their agents in such state or foreign country. Any insurance company, corporation or association domiciled in the State of California and issuing insurance policies covering property or other liability or contingencies within this State, may deduct any retaliatory tax actually paid to other states from their California taxes due for the tax year for which such retaliatory taxes were paid; provided, that suitable evidence of the payment of such retaliatory taxes to other states shall accompany the annual tax return filed with the California Insurance Commissioner."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Financial Institutions

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Chairman of the Committee on Financial Institutions, to which was referred.

Senate Bill No. 2637

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 2637

Senator Miller moved that Senate Bill No. 2637 be amended and re-referred to Committee on Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2637—An act to amend Section 775 of the Insurance Code, relating to insurance.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In the first line of the title of the printed bill, strike out "amend Section 775", and insert "add Article 5.6, consisting of Section 777, to Chapter 1, Part 2, Division 1".

Amendment No. 2

In line 1, strike out "Section 775 of the Insurance Code is amended", and insert "Article 5.6, consisting of Section 777, is added to Chapter 1, Part 2, Division 1 of the Insurance Code".

Amendment No. 3

Strike out lines 3 through 9, and insert

"Article 5.6. Insurance in Connection With Transactions by Public Utilities
777. It shall be unlawful for any public utility that is authorized by law to exercise the right of eminent domain to require, directly or indirectly, or to enter into any contract or arrangement that requires or has the effect of requiring, any person doing business with such public utility to place insurance that covers the interest of such person with only such insurer or insurers as may be selected or

designated by such utility or to negotiate such insurance only through such insurance agent or agents or broker or brokers as may be selected or designated by such public utility, and it shall be unlawful for any such public utility to enter into any contract or business arrangement with another person under which such public utility is given the right or option to place with insurers of its choice, or to negotiate through insurance agents or brokers of its choice, insurance that covers the interest of such other person."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Financial Institutions.

ADJOURNMENT

At 5.12 p.m., on motion of Senator Desmond, the President declared the Senate adjourned until 3 p.m., Monday, April 29, 1957.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-SIXTH LEGISLATIVE DAY

SEVENTY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, April 29, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert L. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O God, we declare our dependence upon Thee this day. Grant that we, whom our people have placed in authority, may be filled with Thy spirit of wisdom, understanding and knowledge. A wisdom to distinguish between right and wrong—an understanding of the ideals and deeds of the fathers of our nation—a knowledge of the fullness of our democratic society. May we, through our labors, help the individual achieve the fullest share of happiness here below and fulfill his greatest potentialities so that he may live the most satisfying life possible and contribute his best towards the building of a greater State here on the western shores of our Continent. We pray Thee Lord, grant to us that vision which will form the keystone of our society and continue to shape human history among us. May we experience the joys and gratification that comes to all men who do their best and live by the ideals that give meaning to our human existence. AMEN.

PLEDGE OF ALLEGIANCE

Senator Teale led the Senate in pledging allegiance to the Flag.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Cunningham, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Harmon Dexter and Mrs. Gene Albrect, both of San Bernardino.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles Nugent of Atascadero.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Norman Cady of Merced.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Marina School District, Marina: *students*—James Bryant, David Busby, Andy Cardinali, Eugene Cox, James Franklin, Tye Freitas, Wilbur Grissom, Robert Jones, Cleo Killian, George McRae, Larry Mills, Cesar Mina, John Pacheco, Eugene Perry, Jesse Seal, Grant Stines, Wayne Walkup, Carole Adams, Anne Briley, Ann Busby, Patricia Crossno, Judy Crumpton, Janet Jones, Kitty Kremel, Karen Martin, Lupe Munoz, Lea Pongegrow, Betty Ranguow, Barbara Traxler, Ella Warford, and Judy Wilcox; *adults*—Mrs. A. G. Busby, Mrs. A. J. Franklin, Mrs. Marjorie Evans, Mr. Ernest Jones, Mr. William Rothwell, and Mr. David Gray.

On request of Speaker Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to 45 graduating students from St. Helena High School, with Mr. Ingols in charge.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Murphys Elementary School, Avery Elementary School, and San Andreas Elementary School, all of Calaveras Unified School District: *Murphys Elementary School*—Mr. Bert Gibbs, principal, Mr. Quentin Taylor, teacher, Robert Fitzpatrick, Leonard Hacker, Leonard Ramsey, Linda Carr, Leslie Child, Janis Salaun, Ellen Shoemaker, and Donna Wimberly; *Avery Elementary School*—Hazel Fisher, teacher, Jimmy Ballard, Steve Cobb, Donald Hudson, Robert Kovaes, John Land, Larry Lucky, Kent Houston, Wanda Ballard, Beryl Fouts, Mary Lou Goff, Carol Kingsbury, Jan Lucky, Sandra Ney, and Marva Sohn; *San Andreas Elementary School*—H. F. Smith, principal, Mr. Ray Moore, teacher, Mr. Warren Woodworth, teacher, Elizabeth Ellis, Linda Evans, Joeline Hertzog, LaVada Wear, Jim Wentzell, Betty Weatherby, Philip Horton, Larry Martin, Harriet Ormsbee, John Ramiraz, Sherrey Sears, Angela Tungate, Dick Vander Laan, Raymond Whitaker, Karl Wiebe, Judy Grutzmacher, Blanche Quigley, Adrain Borge, Don Acosta, Michael Brewer, Jill Bennett, Linda Benefiel, Lislle Corbin, Ralph Clark, Penny Carlson, Allen Duckworth, Sarita Dix, John Edwards, John Gibson, Mary Griffin, Lois Gipson, Jim Halverson, Mary Kate Hatcher, Barbara Jasper, Susan Kravitz, Shirley Laev, Peggy Mote, Janet Mueller, Betsy McCormack, Sandra Oneto, Terry Parker, Glenn Pierce, Ginger Ross, Kathleen Quillen, Pat Steffen, and Mickey Serra.

On request of Senator John F. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Kenneth Lucas, Mrs. Eleanore Nelsen, Mr. Homer Sisk, Mrs. Van Deusen, Mr. Bruce McDonald, and the following students from Fairfax Central School and Deer Park School, Marin County: *Fairfax Central School*—Shirley Barone, Patrick Burke, Jo-Ann Caselli, Gary Cole, Bonnie Cutler, Linda Gregg, Bill Halterman, John Hayes, Joanne

Lally, Deloris Landberg, Justeena Lang, Louise Luebbers, James Maloney, James Matthews, Linda McGlothlin, Kathryn Mudge, Karen Nelsen, Kathie Nutter, Diane Osborn, Laurence O'Sullivan, Enrico Petri, Thomas Seahill, Rosemary Smith, Lane Stanley, George Traber, Sandra Veblen, Michael Bresnan, Joetta Cole, Wayne Colla, Joel Emis, Carol Estrada, Shirley Ford, Carol Lee Gamas, Louise Gregg, Arlene Grundhauser, Judith Horst, Dennis Huffstutter, Robert Ingram, Samuel Johnson, Rosemary Kommel, James Lara, George Leonard, Ann MacDonald, Carolyne McNeerney, Pamela Mandel, Sandra Nelson, Gwendolyn Noel, Sharon Raymer, Raymond Robb, Edward Schmidt, Emily St. Clair, Alice Stone, Ordell Tartaglia, Sherill Wharton, and Ronald Wunner; *Deer Park School*—Stephen Anderson, Gregory Baskin, Steven Blair, Kenneth Boatright, Craig Carter, Wayland Fairchild, Lynn Gallagher, Brent Greenslade, Scott Moriarty, Robert Riordan, Brad Smith, Fred Grange, Bruce Tedtsen, Kathryn Brenemen, Deborah Brown, Cheryl Caverro, Maureen Conta, Catherine Corwin, Judith Denning, Lelah Ewing, Dinah Hash, Andra Lawrence, Linda Lepley, Carolyn Sattui, Maryle Schneider, Phyllis Schultz, Julieta Soria, Dianne Staggs, and Dorothy Walz.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Coughlin, Mr. Heifner, Mrs. Reita, Mr. Binns, and the following students from Edendale School, San Lorenzo School District: Sharon Baker, Carolyn Becker, Vicki Bianchi, Dennis Byrnes, Patricia Covey, Roger DeRuig, Donald Fischer, Chas. Fitzgerald, Elizabeth Gibbons, Donald Gilles, Edith Hayes, Hope Hillebrand, Sharon Ide, Bobby Kepler, Rita LaClair, Ginneil Lallone, Donna Lust, Linda Lyle, Gerald Miramontes, Donalee Moore, Delwin Orr, James O'Sullivan, Jeanette Perry, Thos. Pierce, Kay Powell, Richard Quint, Patricia Rimes, Leigh Robicheaux, Haven Stewart, Anita Sylvester, Rodney Thies, Donna Weber, Marcelina Abeyta, Lee Carpenter, Henry Coelho, Judy Crandall, Diane Cravalho, Robert Dockter, Ronald M. Furtado, Brian Genco, Sandra Gonzales, Linda Hall, Floyd Hawkins, James Huckaley, Henry Kuramoto, Penny Lanfear, Vincent La Reaux, Linda Lerond, Linda MacGregor, Richard Matney, Veronica Melin, Gary Myers, Rocky Nunes, Henry Pedro, Philip Randall, Eileen Reyes, Shirley Robinson, Gregory Roe, Lloyd Serogins, Frances Valente, Diane Viramontes, and Michael Wharton.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the senior class from St. Helena High School: Brenda Barnes, Evelyn Bellani, Robert Bianchi, Del Britton, Norma Brown, Ray Calhoun, Robert Collins, Larry Conner, Arlene Cox, David Cox, Tom Farris, Elaine Fisher, Tim Giantvalley, Kay Gordon, Janey Hammaker, Nadine Hardin, Jack Herrod, Charles Huggins, Lorelie Hunt, Janet Ingols, Barbara Jones, Larry Kirk, Mike Klarner, Velta Logue, Pat Mallory, Eddie Martin, Rosalie Martinelli, Betty McDaniel, Darlene Moore, Virginia Myers, Elgie Rae Neil, Paul Padilla, Betty Pavon, Robert Penoli, Penny Price, Charles Rand, Iris Santi, Marilyn Slaven, Marianna Snyder, Beverly Tamagni, Sue Thomas, Mario Vasconi, Gayle Young, and Dona Younggreen.

On request of Senators Dilworth and Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. W. C. Ashlock of Placerville.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. William A. Wittman of South Gate and Mrs. Russell Mather of Sacramento.

REQUEST FOR UNANIMOUS CONSENT

At 3.10 p.m. Senator Cobey asked for, and was granted, unanimous consent to have the Journal show that his absence from the Senate Chamber would be due to his attending the Governor's Lawyer's Committee on Water.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1619

Assembly Bill No. 1761

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 125

Assembly Bill No. 501

Assembly Bill No. 542

Assembly Bill No. 973

Assembly Bill No. 1851

Assembly Bill No. 2441

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 100

Senate Concurrent Resolution No. 106

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Joint Resolution No. 26

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day adopted as amended:

Senate Concurrent Resolution No. 68

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PETER H. SMURR, Assistant Clerk

Above resolution ordered to unfinished business file.

ASSEMBLY CHAMBER, April 27, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 307
 Assembly Bill No. 473
 Assembly Bill No. 745
 Assembly Bill No. 993
 Assembly Bill No. 1068
 Assembly Bill No. 1155
 Assembly Bill No. 1291
 Assembly Bill No. 1300
 Assembly Bill No. 1301
 Assembly Bill No. 1725
 Assembly Bill No. 1732
 Assembly Bill No. 1749
 Assembly Bill No. 1763
 Assembly Bill No. 1856
 Assembly Bill No. 2035
 Assembly Bill No. 2043
 Assembly Bill No. 2084
 Assembly Bill No. 2092
 Assembly Bill No. 2094
 Assembly Bill No. 2095
 Assembly Bill No. 2101

Assembly Bill No. 2103
 Assembly Bill No. 2104
 Assembly Bill No. 2106
 Assembly Bill No. 2160
 Assembly Bill No. 2190
 Assembly Bill No. 2278
 Assembly Bill No. 2324
 Assembly Bill No. 2327
 Assembly Bill No. 2328
 Assembly Bill No. 2405
 Assembly Bill No. 2639
 Assembly Bill No. 2640
 Assembly Bill No. 2714
 Assembly Bill No. 2718
 Assembly Bill No. 2744
 Assembly Bill No. 3226
 Assembly Bill No. 3279
 Assembly Bill No. 3607
 Assembly Bill No. 3653
 Assembly Bill No. 3915
 Assembly Bill No. 3954

ARTHUR A. O'HINIMUS, Chief Clerk of the Assembly
 By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 307—An act to amend Sections 3, 3.6, 11, 12, and 26.1 of, and to add Sections 6.2, 12.1, 26.2, and 26.3 to, of the Marin County Flood Control and Water Conservation District Act (Chapter 666 of the Statutes of 1953), relating to the Marin County Flood Control and Water Conservation District.

Referred to Committee on Local Government.

Assembly Bill No. 473—An act to amend Section 8761 (as added by Statutes of 1951, Chapter 228), and Section 8762 of; and to repeal Section 8761 (as amended by Statutes of 1947, Chapter 401) of the Education Code, relating to school tuition.

Referred to Committee on Education.

Assembly Bill No. 745—An act to add Section 851.5 to the Penal Code, relating to telephone calls by arrested persons.

Referred to Committee on Judiciary.

Assembly Bill No. 993—An act to amend Section 65020 of the Government Code, relating to local planning advisory committees.

Referred to Committee on Local Government.

Assembly Bill No. 1068—An act to amend Sections 32271, 32272, 32301 and 32381 of the Revenue and Taxation Code, and to add Section 32556 and Article 2.5 to Chapter 7 of Part 14 of Division 2 of said code, all relating to the alcoholic beverage tax.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1155—An act to amend Section 1032 of the Code of Civil Procedure, relating to court costs in superior courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1291—An act to add Sections 72196 and 72197 to the Government Code, relating to municipal courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1300—An act to amend Section 1462.2 of the Penal Code, relating to procedure after arrests for misdemeanors.

Referred to Committee on Judiciary.

Assembly Bill No. 1301—An act to amend Section 1425 of the Penal Code, relating to justice courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1725—An act to amend Section 11906 of the Public Utilities Code, relating to municipal utility districts.

Referred to Committee on Local Government.

Assembly Bill No. 1732—An act to add Section 651 to Chapter 9 of Part 1 of Division 1 of the Insurance Code, relating to rescission and cancellation of insurance policies.

Referred to Committee on Financial Institutions.

Assembly Bill No. 1749—An act to add Section 13831.4 to the Education Code, relating to salaries of certificated employees of school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 1763—An act to amend Sections 5171 and 5174 of the Streets and Highways Code, relating to works affecting domestic water supplies provided under the Improvement Act of 1911.

Referred to Committee on Local Government.

Assembly Bill No. 1856—An act to add Section 12463.3 to the Government Code, relating to the preparation of budgets and the filing thereof with the county auditor.

Referred to Committee on Local Government.

Assembly Bill No. 2035—An act to add Sections 5018.5 and 5020.5 to the Business and Professions Code, relating to proceedings of the State Board of Accountancy.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2043—An act to add Section 6716.5 to the Business and Professions Code, relating to proceedings of the State Board of Registration for Civil and Professional Engineers.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2084—An act to add Section 15703 to the Government Code, relating to proceedings of the Franchise Tax Board.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2092—An act to add Sections 18910 and 18911 to the Health and Safety Code, relating to proceedings of the State Building Standards Commission.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2094—An act to add Sections 1110.1 and 1110.2 to the Health and Safety Code, relating to proceedings of the California Conference of Local Health Officers.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2095—An act to add Sections 431.3 and 431.4 to the Health and Safety Code, relating to proceedings of the Advisory Hospital Council.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2101—An act to add Sections 44.1 and 44.2 to the Agricultural Code, relating to proceedings of the Poultry Improvement Commission.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2103—An act to add Sections 335.1 and 335.2 to the Agricultural Code, relating to proceedings of the Livestock Identification Advisory Board.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2104—An act to add Sections 745.6 and 745.7 to the Agricultural Code, relating to proceedings of the California Dairy Industry Advisory Board.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2106—An act to add Sections 84.1 and 84.2 to the Agricultural Code, relating to proceedings of district agricultural associations.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2160—An act to add Section 337.11 to the Penal Code, relating to the sale, or offer to sell, of information predicting the outcome of horse races.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2190—An act to amend Section 445.1 of the Vehicle Code, relating to driver training schools.

Referred to Committee on Transportation.

Assembly Bill No. 2278—An act to add Section 11512 to the Business and Professions Code, relating to real estate subdivisions.

Referred to Committee on Business and Professions.

Assembly Bill No. 2324—An act to amend Section 8102 of the Education Code, relating to the definition of a school month.

Referred to Committee on Education.

Assembly Bill No. 2327—An act to amend Section 4153 of the Education Code, relating to school district governing boards.

Referred to Committee on Education.

Assembly Bill No. 2328—An act to amend Section 3191 of the Education Code, relating to school district governing boards.

Referred to Committee on Education.

Assembly Bill No. 2405—An act to amend Section 54957 of the Government Code, relating to meetings.

Referred to Committee on Local Government.

Assembly Bill No. 2639—An act to amend Sections 6508 and 6504 of the Government Code and to add Section 6512.1 to said code, relating to joint exercise of power agreements under or pursuant to Article 1, Chapter 5, division 7, Title 1 of the Government Code.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2640—An act to amend Sections 6546, 6548, 6549, 6550, 6553, 6561, 6572 and 6576 of the Government Code and to add Section 6547.1 to said code, all relating to the incurring of indebtedness and the issuance, sale and payment of revenue bonds by an agency, commission or board created or provided for under Article 1, Chapter 5, Division 7, Title 1 of said Government Code.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2714—An act to amend Section 5418 of the Public Resources Code, relating to dissolution of recreation, park, and parkway districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 2718—An act to add Section 5418.5 to the Public Resources Code, relating to dissolution of recreation, park and parkway districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 2744—An act to amend Section 7431.2 of the Education Code, relating to the Public School System.

Referred to Committee on Education.

Assembly Bill No. 3226—An act to amend Section 15353 of the Health and Safety Code, relating to building permits.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 3279—An act to amend Sections 1134 and 1135 of the Code of Civil Procedure, relating to costs on judgment by confession.

Referred to Committee on Judiciary.

Assembly Bill No. 3607—An act to amend Section 790.1 of the Fish and Game Code, and amend Section 8281 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to crabs.

Referred to Committee on Fish and Game.

Assembly Bill No. 3653—An act to amend Section 24406 of the Education Code, relating to community recreation.

Referred to Committee on Local Government.

Assembly Bill No. 3915—An act to amend Section 8 of the Palo Verde Irrigation District Act (Chapter 452, Statutes of 1923), relating to public districts.

Referred to Committee on Local Government.

Assembly Bill No. 3954—An act to amend Section 437c of the Code of Civil Procedure, relating to pleadings.

Referred to Committee on Judiciary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 27, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 137
Assembly Bill No. 431
Assembly Bill No. 490
Assembly Bill No. 582
Assembly Bill No. 617
Assembly Bill No. 781
Assembly Bill No. 1364
Assembly Bill No. 2332

Assembly Bill No. 2606
Assembly Bill No. 2678
Assembly Bill No. 2681
Assembly Bill No. 2780
Assembly Bill No. 2788
Assembly Bill No. 2918
Assembly Bill No. 4132
Assembly Bill No. 1463

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 137—An act to amend Section 2208.5 of the Education Code, relating to the powers and duties of the governing boards of school districts.

Referred to Committee on Education.

Assembly Bill No. 431—An act to amend Sections 1301 and 1301.1 of the Education Code, relating to district superintendents.

Referred to Committee on Local Government.

Assembly Bill No. 490—An act to amend Section 462 of the Public Utilities Code, relating to common carrier fares.

Referred to Committee on Public Utilities.

Assembly Bill No. 582—An act to amend Section 28156 of the Government Code, relating to compensation for public service in counties.

Referred to Committee on Local Government.

Assembly Bill No. 617—An act to amend Section 3276 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to fish and game.

Referred to Committee on Fish and Game.

Assembly Bill No. 781—An act to amend Section 34278 of the Health and Safety Code, relating to housing authorities.

Referred to Committee on Local Government.

Assembly Bill No. 1364—An act to amend Sections 22021, 22042, 22044, 22045, 22161, and 22170 of, and to repeal Section 22043 of, the Education Code, relating to the state administration of public libraries.

Referred to Committee on Education.

Assembly Bill No. 2332—An act to amend Sections 4101 and 4135 of the Agricultural Code, relating to agriculture.

Referred to Committee on Agriculture.

Assembly Bill No. 2606—An act to amend Section 7311, and to add Section 7652.5 to, the Labor Code, relating to inspection of elevators, tanks and boilers.

Referred to Committee on Labor.

Assembly Bill No. 2678—An act respecting the tidelands and submerged lands granted to the City of Coronado pursuant to Chapter 49, Statutes of 1923, Chapter 293, Statutes of 1931, and Chapter 1563, Statutes of 1947, located in San Diego Bay, and granting additional lands to said city, and reserving certain rights to the State of California.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2681—An act to amend Sections 70048 and 70057 of the Government Code, relating to official phonographic reporters.

Referred to Committee on Local Government.

Assembly Bill No. 2780—An act to amend Section 12465 of the Government Code, relating to destruction of records by the Controller.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2788—An act to add Section 19611.4 to the Education Code, relating to employees of child care centers.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2918—An act to add Section 673.5 to the Elections Code, relating to election officers.

Referred to Committee on Elections.

Assembly Bill No. 4132—An act to add Section 1630 to the Civil Code, relating to bailment contracts with auto parking lots.

Referred to Committee on Judiciary.

Assembly Bill No. 1463—An act to add Section 733.5 to the Insurance Code, relating to the examination reports of insurers.

Referred to Committee on Financial Institutions.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 27, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 129

Assembly Concurrent Resolution No. 138

Assembly Concurrent Resolution No. 144

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 122—Relating to coordination of the building and location of surface transportation facilities with the development and expansion of air transportation facilities.

Referred to Committee on Transportation.

Assembly Concurrent Resolution No. 138—Relative to commending the organization known as Careers Unlimited for Women.

Resolution ordered placed on file.

Assembly Concurrent Resolution No. 144—Memorializing Adeline Kent Howard.

Resolution ordered placed on file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 27, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 2078

Assembly Bill No. 2099

Assembly Bill No. 3152

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 2078—An act to add Sections 119, 120, and 121 to the Education Code, relating to proceedings of the State Board of Education.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2099—An act to add Section 40.1 to the Agricultural Code, relating to proceedings of the State Board of Agriculture.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3152—An act to amend Section 4057 of the Business and Professions Code, relating to the sale of drugs.

Referred to Committee on Business and Professions.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 27, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 151

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 151—Relative to removal of trees along Sign Route 198.

Referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1084

Senate Bill No. 1181

Senate Bill No. 1184

Senate Bill No. 1223

Senate Bill No. 1517

Senate Bill No. 1549

Senate Bill No. 1574

Senate Bill No. 1723

Senate Bill No. 2223

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 378

Senate Bill No. 501

Senate Bill No. 2198

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 326

Senate Bill No. 1219

Senate Bill No. 1247

Senate Bill No. 1786

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1801—An act to add Article 3, commencing at Section 4300, to Chapter 2 of Title 4 of Part 3 of the Penal Code, relating to advisory committees for adult detention facilities;

Senate Bill No. 1892—An act to amend Section 2016 of the Welfare and Institutions Code, relating to aid to the aged;

Senate Bill No. 2043—An act to amend Section 6550 of the Business and Professions Code, relating to the practice of bartering;

Senate Bill No. 2100—An act to amend Sections 26200, 26200.5, 26231 and 26342 of, and to add Section 26294 to, the Health and Safety Code, relating to pure drugs and public health;

Senate Bill No. 2102—An act to amend Sections 28013, 28313, 28334, 28411 and 28704 of the Health and Safety Code and Section 1142.1 of the Agricultural Code, relating to licenses for food processing and storage establishments and facilities and public health;

Senate Bill No. 2105—An act to amend Section 1350 of the Insurance Code, relating to insurance;

Senate Bill No. 2282—An act to add Section 11512.31 to the Insurance Code, relating to hospital service plans and individual certificates issued thereunder;

Senate Bill No. 2328—An act to add Section 459.9 to the Vehicle Code, relating to the closing of streets to vehicular traffic by local authorities;

Senate Bill No. 2356—An act to add Section 29700.1 to the Government Code, relating to the matter of itemization of claims for payment of public assistance orders;

Senate Bill No. 2526—An act to amend Section 75033 of the Government Code, relating to retirement of judges;

And reports the same have been correctly enrolled, and presented to the Governor on the twenty-ninth day of April, 1957, at 5 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 46—Relative to artificial nucleation research by the Department of Water Resources;

Senate Concurrent Resolution No. 52—Relative to the name of the Wilson Creek Bridge on State Highway Route 1;

Senate Concurrent Resolution No. 58—Relative to the authorship of the Pledge of Allegiance to the Flag by Francis Bellamy;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-ninth day of April, 1957, at 5 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 140—An act to amend Sections 2939 and 2965 of the Civil Code, relating to mortgages;

Senate Bill No. 174—An act to amend Sections 8115, 8116, 8126, 8130, 8145, 8160, 8237, and 8251 of, and to add Section 8130.1 to, the Streets and Highways Code, relating to separation of grade districts;

Senate Bill No. 272—An act to amend Sections 5515, 5550, 5561 and 5587 of, and to add Sections 5552, 5553 and 5577 to, the Business and Professions Code, relating to the practice of architecture;

Senate Bill No. 292—An act to amend Section 2866 of, and to add Section 2870 to, and to repeal Section 2879 of, the Business and Professions Code, relating to vocational nursing;

Senate Bill No. 301—An act to amend Section 307 of the Vehicle Code, relating to driving a motor vehicle;

Senate Bill No. 309—An act to amend Section 1 of Chapter 647 of the Statutes of 1955, relating to tidelands and submerged lands in San Luis Obispo County;

Senate Bill No. 318—An act to amend Section 28128 of the Government Code, relating to compensation for public services in counties of the twenty eighth class;

Senate Bill No. 352—An act to amend Section 27188 of the Streets and Highways Code, relating to bridge and highway districts;

Senate Bill No. 412—An act to amend Section 6334 of the Education Code, relating to school district budgets;

Senate Bill No. 467—An act to amend Section 2920 of the Penal Code, relating to the right to time credits;

Senate Bill No. 486—An act to amend Section 1001 of the Government Code, relating to civil executive officers;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-ninth day of April, 1957, at 5 p.m.

BURNS, Chairman

SENATE CHAMBER, April 29, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 563—An act to add Section 1300.19-2 to the Agricultural Code, relating to agricultural commodities regulated by marketing orders or marketing agreements;

Senate Bill No. 634—An act to amend Section 92.6 of the Agricultural Code, relating to fairs;

Senate Bill No. 639—An act to amend Section 1243 of the Penal Code, relating to appeals from judgments of conviction;

Senate Bill No. 644—An act to amend Section 1203.2 of the Penal Code, relating to probation proceedings;

Senate Bill No. 653—An act to amend Section 211 of the Financial Code, relating to the Superintendent of Banks;

Senate Bill No. 690—An act to repeal Section 1126 of the Welfare and Institutions Code, relating to merit system at the Ventura School for Girls;

Senate Bill No. 691—An act to amend Section 1000 of the Welfare and Institutions Code, relating to the jurisdiction of the Department of the Youth Authority;

Senate Bill No. 692—An act to amend Section 957 of the Welfare and Institutions Code, relating to juvenile homes and camps;

Senate Bill No. 693—An act to amend Section 1767.5 of the Welfare and Institutions Code, relating to the care of paroled persons;

Senate Bill No. 707—An act to amend Section 17154 and repeal Section 17156 of the Health and Safety Code, relating to dormitories;

Senate Bill No. 755—An act to amend Sections 1261 and 1262 of the Agricultural Code, relating to produce dealers;

Senate Bill No. 787—An act to add Section 143.15 to the Streets and Highways Code, relating to state highway construction and funds therefor;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-ninth day of April, 1957, at 5 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 905—An act to add Section 3065e to the Civil Code, relating to loggers' and lumbermen's liens;

Senate Bill No. 916—An act to amend Sections 490, 500, 501, 502, 503, 506 and 509 of the Agricultural Code, relating to milk inspection services and fees;

Senate Bill No. 1174—An act to repeal Chapter 10 of Division 3 of, and to amend Section 371.5 of, the Vehicle Code, relating to the caravanning and registration of vehicles;

Senate Bill No. 1208—An act to amend Sections 5093 and 5097 of, and to add Section 5098 to, and to repeal Sections 5082.1 and 5082.2 of, the Business and Professions Code, relating to accountants;

Senate Bill No. 1383—An act to amend Section 35401.5 of the Streets and Highways Code, relating to parking districts;

Senate Bill No. 1384—An act to add Section 31569.2 of the Streets and Highways Code, relating to parking districts;

Senate Bill No. 1407—An act to amend Section 16506 of the Government Code, relating to deposit of state funds;

Senate Bill No. 1584—An act to amend Section 23428.2 of the Business and Professions Code, relating to alcoholic beverage licenses;

Senate Bill No. 1673—An act to amend Sections 539a and 682a of the Code of Civil Procedure, relating to attachments and executions;

Senate Bill No. 1697—An act to add Sections 2.8, 2.9, 2.10, 2.11, 2.12, 2.13, 2.14, and 2.15 to the Orange County Flood Control Act (Chapter 723 of the Statutes of 1927), relating to the Orange County Flood Control District;

Senate Bill No. 1730—An act to amend Sections 73682, 73683, 73684, 73688, and 73690 of the Government Code, relating to officers and attaches of the municipal court established in the Fresno Judicial District;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-ninth day of April, 1957, at 5 p.m.

BURNS, Chairman

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 248

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ABSHIRE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Assembly Bill No. 393

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ABSHIRE, Chairman

Above reported bill ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Public Utilities, to which were referred:

Senate Bill No. 2188

Assembly Bill No. 593

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERHART, Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 104 Assembly Concurrent Resolution No. 133
Senate Joint Resolution No. 33 Assembly Joint Resolution No. 27

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Rules, to which was referred:

Assembly Bill No. 109

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 245
Senate Bill No. 2335
Assembly Bill No. 616

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 244

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 311

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DESMOND, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Assembly Bill No. 248

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 201	Assembly Bill No. 505
Senate Bill No. 394	Assembly Bill No. 506
Senate Bill No. 855	Assembly Bill No. 509
Senate Bill No. 1798	Assembly Bill No. 511
Senate Bill No. 2315	Assembly Bill No. 512
Senate Constitutional Amendment No. 29	Assembly Bill No. 513
Senate Concurrent Resolution No. 34	Assembly Bill No. 514
Assembly Bill No. 189	Assembly Bill No. 709
Assembly Bill No. 250	Assembly Bill No. 844
Assembly Bill No. 502	Assembly Bill No. 845
Assembly Bill No. 503	Assembly Bill No. 1280
Assembly Bill No. 504	Assembly Bill No. 1616

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Assembly Bill No. 2223
Assembly Bill No. 3295

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 1510

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, April 22, 1957; Tuesday, April 23, 1957; Wednesday, April 24, 1957; Thursday, April 25, 1957; and Friday, April 26, 1957, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 1659

Senator Desmond moved that Senate Bill No. 1659 be withdrawn from Committee on Governmental Efficiency and re-referred to Committee on Military and Veterans Affairs.

Motion carried.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 70—An act to add Section 827.05 to the Agricultural Code, relating to apples, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 70?

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate April 2, 1957, strike out "5", and insert "4".

Amendment No. 2

On page 1, line 11, strike out "apples", and insert "apples".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 70 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 187—An act to amend Section 428 of the Fish and Game Code, and Section 7149 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to sport fishing licenses.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 187?

Amendment No. 1

In line 1 of the title of the printed bill, after the comma, insert "and Section 7149 of the Fish and Game Code as proposed by Assembly Bill No. 616".

Amendment No. 2

On page 1, after line 18, insert

"SEC. 2. Section 7149 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

7149. A sport fishing license, which shall authorize the person to whom it is issued to take fish or amphibia for purposes other than profit in accordance with the law shall be issued:

(a) To any citizen of the United States, over the age of 16 years, who is a resident of this State, upon the payment of three dollars (\$3) for the period of a calendar year, or, if issued after the beginning of the year, for the remainder thereof.

(b) To any nonresident or alien, over the age of 16 years, upon the payment of ten dollars (\$10) for the period of a calendar year, or, if issued after the beginning of the year, for the remainder thereof.

(c) To any citizen of the United States, over the age of 16 years, not a resident of this State, upon the payment of three dollars (\$3), for a period of 10 days from date of issue.

(d) To any person receiving aid to the aged under the provisions of the Old Age Security Law, on application to the department, without charge.

SEC. 3. Section 2 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Section 428 of the Fish and Game Code, adopted in 1933, is repealed."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 187 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 251—An act to amend Section 2924c of the Civil Code, relating to mortgages and deeds of trust.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 251?

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "principle", and insert "principal".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 251 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 350—An act to amend Section 27177 of the Streets and Highways Code, relating to bridge and highway districts.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 350?

Amendment No. 1

On page 1, line 23, of the printed bill, strike out "confidential".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 350 by the following vote:

AYES—Senators Berry, Breed, Brown, Burns, Byrne, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Hollister, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Short, and Thompson—21.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 384—An act to repeal Sections 7050, 8112 and Division 9 (Sections 10000-10679, inclusive) of, and to add Division 9 (Sections 10000 to 10690, inclusive) to, the Health and Safety Code and to amend Section 294 of the Elections Code; and to amend Section 69a of the Civil Code, and to amend Section 7024 of the Health and Safety Code; relating to the preservation of the public health and safety, including the registration of births, deaths and marriages, the health and safety of persons, the custody and disposition of dead bodies, the safety and protection of property, and matters incidental thereto.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 384?

Amendment No. 1

In line 5 of the title of the printed bill, as amended April 1, 1957, after "Code," insert "and to amend Section 7024 of the Health and Safety Code;"

Amendment No. 2

On page 11, line 38, after "required", strike out the period, and insert ", as specified in Part 2 of Division 7 of this code."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 21, after line 45, insert
"SEC. 5. Section 7024 of the Health and Safety Code is amended to read:
7024. *"Permit for Disposition of Human Remains" includes [A] "burial permit" and is a permit, issued pursuant to law, for the interment, disinterment, removal, reinterment or transportation of human remains."*

Amendment No. 4

On page 21, line 46, strike out "5", and insert "6".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 384 by the following vote:

AYES—Senators Beard, Berry, Breed, Brown, Burns, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Short, and Thompson—22.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 409—An act to amend Sections 10163 and 10489.2 of the Insurance Code, relating to insurance.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 409?

Amendment No. 1

On page 2, line 7, of the printed bill, as amended in Senate March 20, 1957, strike out "all policies of".

Amendment No. 2

On page 2, lines 18 and 19, strike out "all policies of".

Amendment No. 3

On page 2, line 32, strike out "company", and insert "insurer".

Amendment No. 4

On page 2, line 12, strike out "company", and insert "insurer".

Amendment No. 5

On page 2, line 46, strike out "company", and insert "insurer".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 409 by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Short, Teale, and Thompson—24.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 595—An act to amend Section 1112 of the Agricultural Code, relating to rabbits.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 595?

Amendment No. 1

On page 2, line 48, of the printed bill, as amended in Senate April 1, 1957, strike out "four", and insert "three and one-half".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 595 by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Teale, and Thompson—24.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 599—An act to add Article 28.5 (consisting of Sections 74660 to 74664, inclusive) to Chapter 10, Title 8 of the Government Code, relating to the municipal court established in the Santa Clara-Cupertino district.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 599?

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate March 20, 1957, strike out "judges", and insert "judge".

Amendment No. 2

On page 1, line 17, strike out "clerks, grade III, each of whom", and insert "clerk, grade III, who".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 599 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Short, Sutton, Teale, and Thompson—24.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 640—An act to amend Section 1203 of the Penal Code, relating to probation reports and recommendations.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 640?

Amendment No. 1

On page 2, line 5, of the printed bill, after the period, insert "By written stipulation of the prosecuting attorney and the defense attorney, filed with the court, or by oral stipulation in open court made and entered upon the minutes of the court, the time within which the report and recommendations must be made available and filed, under the preceding provisions of this section, may be waived."

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 640 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Brown, Collier, Coombs, Desmond, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, and Thompson—24.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 773—An act to amend Section 54516.2 of the Government Code, relating to the letting of contracts by local agencies.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 773?

Amendment No. 1

In line 5 of the printed bill, after "qualified", insert "responsible".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 773 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 1378—An act to amend Sections 31530 and 31569.1 of the Streets and Highways Code and to add Sections 31530.1, 31537.1, 31537.2, 31537.3 and 31537.4 to said code, relating to the Vehicle Parking District Law of 1943 and the formation of vehicle parking districts thereunder.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 1378?

Amendment No. 1

On page 1, line 19, of the printed bill, as amended, strike out "For"; and strike out all of lines 20, 21, and 22.

Amendment No. 2

On page 2, line 8, strike out "one year", and insert "six months".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 1378 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 1891—An act to amend Section 103.3 of the Welfare and Institutions Code, relating to the administration of public assistance.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 1891?

Amendment No. 1

On page 2, line 28, of the printed bill, strike out "and for the entire period."; and strike out all of line 29, and insert "However, a county may limit its total reimbursements which occurred during the period of four years immediately preceding the date the error or inadvertance is discovered."

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 1891 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 2052—An act to add Sections 7384.5 and 7384.6 to the Business and Professions Code, relating to the establishment of separate toilet facilities for patrons of beauty shops.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 2052?

Amendment No. 1

On page 1, line 4, of the printed bill, dated January 21, 1957, strike out "conveniently located toilet room", and insert "public toilet room located".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 2052 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 2101—An act to amend Sections 26472, 26493, 26516.4, 26518.5, 26512, 26554, and 26566 of the Health and Safety Code, relating to pure foods and public health.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 2101?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 22, 1957, after "26493," insert "26516.4,".

Amendment No. 2

On page 3, line 6, before "conforms", insert "it".

WINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 3 between lines 13 and 14, insert

"SEC. 3. Section 26516.4 of said code is amended to read:

26516.4. It shall be unlawful for any person to:

(a) Make, publish, disseminate, circulate or place before the public any advertisement relating to the sale of meat where the advertisement contains any assertion, representation or statement which is untrue, deceptive, or misleading or falsely represents the kind, classification, grade, or quality of any meat so advertised;

(b) Use any term of quality without using or having for sale the quality of meat advertised or offered for sale;

(c) Designate any quality of meat as "A" or "AA" or any other term indicating grade;

(d) Use the term "USDA," "U. S.," or any other term denoting that the meat is graded by the United States Department of Agriculture, unless the official grade is also designated; [or]

(e) Designate or use any brand name of a company unless the meat so advertised or displayed for sale is of a quality which the use or designation of the brand name of such company would reasonably indicate[.]; or

(f) Possess or use any meat marking stamp, instrument, label, or tag depicting "USDA," "U. S.," or any other term implying an official meat grade unless the stamp, instrument, label, or tag has been approved by the United States Department of Agriculture or the California State Department of Agriculture."

Amendment No. 4

On page 3, line 14, strike out "3.," and insert "4."

Amendment No. 5

On page 3, line 16, before "attempt", insert "to".

Amendment No. 6

On page 3, line 23, strike out "4.," and insert "5."

Amendment No. 7

On page 3, line 46, strike out "5.," and insert "6."

Amendment No. 8

On page 4, line 3, strike out "6.," and insert "7."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 2101 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Dounelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 2211—An act to amend Section 2 of the Fish and Game Code, and Section 70 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to the enforcement and administration of the laws relating to fish and game.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 2211?

Amendment No. 1

In line 1 of the title of the printed bill, after the comma, insert "and Section 70 of the Fish and Game Code as proposed by Assembly Bill No. 616,".

Amendment No. 2

On page 2, after line 48, insert

"SEC. 2. Section 70 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

70. "Resident" means any person who is a citizen of the United States and who has resided continuously in the State of California for six months or more immediately prior to the date of his application for a license or permit, *or any person on active military duty with the armed forces of the United States or auxiliary branch thereof.*

SEC. 3. Section 2 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Section 2 of the Fish and Game Code adopted in 1933, is repealed."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 2211 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 2399—An act to amend Section 28109 of the Government Code, relating to compensation for public service in a county of the ninth class.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 2399?

Amendment No. 1

On page 1 of the printed bill, strike out lines 6 to 9, inclusive, and insert "(a) The auditor, nine thousand six hundred dollars (\$9,600) a year."

Amendment No. 2

On page 1, line 10, strike out "fourteen thousand four", and insert "thirteen thousand two".

Amendment No. 3

On page 1, line 11, strike out "(\$14,400)", and insert "(\$13,200)".

Amendment No. 4

On page 2, line 4, after "superior", insert "court, municipal court, and justice".

Amendment No. 5

On page 2, line 6, strike out "the mileage allowed"; and strike out lines 7 and 8, and insert "mileage at the rate of fifteen cents (\$0.15) per mile one way only."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 2399 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Joint Resolution No. 16—Relative to the extension of the Folsom South Canal within the Counties of Sacramento and San Joaquin, State of California.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In the heading of the printed measure, as amended in Senate April 23, 1957, after "Senator Short", insert "; Senator Desmond, co-author".

Amendment No. 2

On page 2, line 16, strike out "endorses H. R. 4580 and H. R. 4584 and".

Amendment No. 3

On page 2, lines 17 and 18, strike out "them into law and thereafter to construct and operate", and insert "legislation to authorize the construction and operation of".

Amendment No. 4

On page 2, line 19, strike out "substantially in accordance therewith".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 285—An act to amend Section 9727 of, and to add Sections 9626.5, 9727.1, and 9727.2 to, the Business and Professions Code, relating to the Cemetery Act.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 291—An act to amend Section 8955 of, and to add Sections 8956 and 8957 to, the Business and Professions Code, relating to yacht and ship brokers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 830—An act to amend Sections 21719 and 21883 of the Business and Professions Code, relating to disposition of fees collected.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 831—An act to amend Section 12505 of the Business and Professions Code, relating to weighing and measuring instruments.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 832—An act to amend Section 12514 of the Business and Professions Code, relating to sealers of weights and measures.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1182—An act to amend Sections 9604, 9605, 9677, 9685, 9700, 9701, 9715, 9751, 9752, 9753, 9754, 9755, 9756, 9757, 9757.5, 9759, 9760, 9761, 9762, 9763, 9764, and 9765 of the Business and Professions Code, relating to cemeteries, including, but not limited to, the regulation of cemetery brokers and salesmen and cemetery authorities.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 32, of the printed bill, strike out "is".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1315—An act to amend Section 4057 of the Business and Professions Code, respecting drugs salable by grocers, etc.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1634—An act to amend Section 6500 of the Business and Professions Code, relating to barbers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2014—An act to repeal Section 4060 of the Business and Professions Code, relating to pharmacy.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2045—An act to amend Section 6560 of the Business and Professions Code, relating to the practice of barbering.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2063—An act to add Article 3.5 (commencing with Section 9547) to Chapter 18 of Division 3 of the Business and Professions Code, relating to the regulation of the dry cleaning industry.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 149—An act to add Chapter 5.5 (commencing at Sec. 20000) to Division 8 of the Business and Professions Code, relating to the regulation of boats, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 5, between lines 28 and 29, of the printed bill, insert

"20109. No person shall place sewage, waste, or refuse of any kind in the water of any lake or reservoir."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 1308—An act to amend Sections 7302, 7394, and 7397 of the Business and Professions Code, relating to the practice of cosmetology.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 3, of the printed bill, as amended in Senate April 8, 1957, after line 30, insert

"It shall offer courses devoted to each branch or practice of cosmetology and the board may, by rule or regulation, establish the courses to be offered by the schools."

Amendment No. 2

On page 3, line 50, after "each", insert "student".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 199—An act to amend Section 1300.17 of the Agricultural Code, relating to marketing orders.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1471—An act to add Chapter 18 (commencing at Section 5000) of Division 6 of the Agricultural Code, relating to cattle, beef, and beef products, including programs for stimulating the use of beef and beef products, and making an appropriation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1462—An act to amend Section 211 of the Agricultural Code, relating to agriculture.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 803—An act to amend Sections 377.3, 377.5, 377.6 and 1115 of the Agricultural Code, relating to poultry meat.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Senate April 18, 1957, strike out "this act", and insert "the amendments to this section enacted by the Legislature at the 1957 Regular Session".

Amendment No. 2

On page 1, line 10, strike out "this act", and insert "the amendments to this section enacted by the Legislature at the 1957 Regular Session".

Amendment No. 3

On page 1, line 23, strike out "and".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 961—An act to amend Section 12211 of the Business and Professions Code, relating to weight of packaged goods.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate April 8, 1957, strike out "Section 12211", and insert "Sections 12211 and 12613".

Amendment No. 2

On page 1, line 24, after "tolerances", insert "for commodities which are processed and packaged".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2, after line 30, insert

"SEC. 2. Section 12613 of said code is amended to read:

12613. [The sale of any commodity in a container complying with any act of Congress or the opinions and regulations issued by the Secretary of Agriculture and appertaining to weight or measure or count does not violate the provisions of this chapter;] *The sale of any commodity packaged in a container, wherein both the container and the contents thereof comply with any act of Congress or rules or regulations promulgated thereunder, appertaining to weight, measure or count, does not violate the provisions of this chapter; nor does the sale of alcoholic beverages in containers complying with a rule, regulation or an approval of the United States Treasury Department, Bureau of Internal Revenue, Alcohol Tax Unit or of the State Department of Public Health and pertaining to weight, measure or count constitute a violation of the provisions of this chapter."*

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

Senate Bill No. 2435—An act to add Sections 23040.1 and 25101.1 to, and to amend Section 25101 of, the Revenue and Taxation Code, relating to state taxes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 23040.1 and".

Amendment No. 2

On page 1, strike out lines 1 to 8, inclusive.

Amendment No. 3

On page 2, line 13, strike out "The provisions of Section 23040.1 and"; and on page 2, line 20, strike out "beginning", and insert "before"; and on page 2, lines 20 and 21, strike out "Section 23040.1 had not been enacted and".

Amendment No. 4

On page 1, line 9, strike out "SEC. 2", and insert "SEC. 1".

Amendment No. 5

On page 2, line 12, strike out "SEC. 3", and insert "SEC. 2".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2410—An act to amend Sections 17208 and 24349 of, to repeal Section 17209 of, and to add Sections 17209, 17210, 17211, 17212, 17213, 24350, 24351, 24352, 24353, and 24354 to, the Revenue and Taxation Code, relating to bank and corporation and personal income taxes.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 35, of the printed bill, as amended in Senate April 22, 1957, strike out "title", and insert "section".

Amendment No. 2

On page 4, line 12, strike out "title", and insert "section".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2623—An act to amend Section 2192 of, and to add Sections 2192.3, 2193.3, and 2193.5 to, the Revenue and Taxation Code, relating to property taxes.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 113—An act to amend Sections 6549 and 6550.5 of the Business and Professions Code, relating to the practice of barbering.

Bill read second time, and ordered to third reading.

Assembly Bill No. 320—An act to add Sections 10159.5 and 10282.5 to the Business and Professions Code, relating to real estate licensees and business opportunity licensees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 522—An act to add Section 7362.1 to the Business and Professions Code, relating to permanent waivers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 201—An act to amend Section 6562 of the Business and Professions Code, relating to the practice of barbering.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 9 of the printed bill, after "has", insert "at least".

Amendment No. 2

In line 9, strike out "or its equivalent".

Amendment No. 3

In line 11, after the period following the word "board", insert "The board shall accept a certification or certificate of equivalency issued by a California elementary or secondary school, establishing that a person has at least the equivalent of an eighth grade education."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3737—An act to add Section 702 to the Military and Veterans Code, relating to expenses of the Department of Veterans Affairs.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1580—An act to amend Sections 980, 984, and 985 of, and to repeal Section 800 of, the Military and Veterans Code, relating to veterans' rights.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military and Veterans Affairs:

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in Senate April 1, 1957, strike out " , on December 7, 1941, or".

Amendment No. 2

On page 2, line 9, strike out " , on June 27, 1950, or".

Amendment No. 3

On page 3 strike out lines 13, 14, and 15, and insert "provisions of Section 980."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2676—An act to amend Section 1105.3 of the Agricultural Code and Section 28150 of the Health and Safety Code, relating to eggs.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2823—An act to amend Section 541 of the Agricultural Code, relating to dairy farms.

Bill read second time, and ordered to third reading.

Assembly Bill No. 940—An act to add Chapter 1.5 (comprising Section 328) to Division 3 of the Agricultural Code, relating to the sale of livestock.

Bill read second time, and ordered to third reading.

Assembly Bill No. 939—An act to amend Section 750.2 of the Agricultural Code, relating to the California Dairy Industry Advisory Board.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2294—An act to add Section 394.5 to the Military and Veterans Code, relating to the rights of private employees to temporary leaves of absence from their employers for periods of ordered military duty.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military and Veterans Affairs:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Assembly March 20, 1957, after "absence", insert "without pay".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1850—An act to amend Section 13989 and the heading of Chapter 7, Part 8 of Division 2 of, and to repeal Article 2 of Chapter 5, Part 8 of Division 2 of, and to add an article heading and Article 2, consisting of Section 14071 to Chapter 7, Part 8 of Division 2 of, the Revenue and Taxation Code, relating to inheritance taxes.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 2, line 24, of the printed bill, as amended in Senate April 4, 1957, after "estate tax deduction.", insert "If such amended order results in a higher tax, it shall not subject any property to a lien as against a good faith purchaser or encumbrancer of said property."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 98—An act to amend Section 2313 and to repeal Section 2316 of the Public Resources Code and to amend Section 3708.5 of the Revenue and Taxation Code, relating to the recording of instruments.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1797—An act to add Section 7204.5 to the Revenue and Taxation Code, relating to uniform local sales and use taxes.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3495—An act to add Sections 29010.1 and 29086.1 to the Government Code, relating to establishment of a sales tax reserve.

Bill read second time, and ordered to third reading.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time 3.35 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 of Article XVI thereof, relating to state indebtedness.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dolwig, Dorsey, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—33.

NOES—Senators Dilworth and Donnelly—2.

Resolution ordered transmitted to the Assembly.

Motion to Retain Place on File

Senator Collier moved that Senate Bill No. 1173 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 426—An act regulating the activities of the Department of Fish and Game, relating to fish and game.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Coombs, Desmond, Dolwig, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Short, Thompson, and Williams—24.

NOES—Senators Brown, Cunningham, Dilworth, Donnelly, Dorsey, Gibson, Kraft, Robert I. McCarthy, Murdy, and Regan—10.

Motion to Reconsider

Senator Gibson moved to reconsider the vote whereby Senate Bill No. 426 was passed.

Postponement of Reconsideration

On motion of Senator Gibson, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 426 was passed, was continued until the next legislative day.

Motion to Retain Place on File

Senator Cobey moved that Senate Bill No. 1995 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 2259—An act to add Section 18370 to Article 5, Chapter 4, Part 2, Division 13, Health and Safety Code, relating to plumbing and electrical equipment in trailer coaches.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 23, of the printed bill, as amended in Senate April 24, 1957, after "State," strike out "or which".

Amendment No. 2

On page 2, strike out all of line 1; and in line 2, strike out "service in trailer parks in this State,".

Amendment No. 3

On page 2, line 4, strike out "It is unlawful to connect any"; and strike out all of lines 5 to 8, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1215—An act to amend Section 419 of the Vehicle Code, relating to accident reports.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombes, Cunningham, Dolwig, Dorsey, Ehari, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOTES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1218—An act to amend Section 488 and to repeal Section 488.5 of the Vehicle Code, relating to accident reports.

Bill read third time.

Call of the Senate

Pending the announcement of the vote, Senator Miller moved that the quorum call of the Senate be applied to the final passage of Senate Bill No. 1218.

Motion carried.

Motion to Retain Place on File

Senator Miller moved that Senate Bills Nos. 2483, 1739, and 2152 be passed on file and retain their places on file.

Motion carried.

Senate Bill No. 46—An act to amend Section 419 of the Education Code, relating to the Public School System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Short, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 17—An act to amend Sections 4 and 13.7 of the Sonoma County Flood Control and Water Conservation District Act (Stats. 1949, Ch. 994), relating to the Sonoma County Flood Control and Water Conservation District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Motion to Retain Place on File

Senator Abshire moved that Senate Bill No. 2228 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 678—An act to amend Section 842 of the Probate Code, relating to leases by executors or administrators.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4.25 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Joint Resolution No. 30—Relative to the federal budget.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride,

Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 326—An act to amend Section 19.6 of the Fish and Game Code, and Section 221 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to the powers of the Fish and Game Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Berry, Breed, Brown, Burns, Busch, Christensen, Coombs, Cunningham, Dolwig, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Thompson, and Williams—24.

NOES—Senators Beard, Byrne, Collier, Dilworth, Donnelly, and Kraft—6.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1578—An act to amend Sections 19031, 19160, 19161, and 19180 of the Streets and Highways Code, relating to lighting districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Byrne, Christensen, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Kraft, Miller, Montgomery, Regan, Short, Sutton, Teale, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1786—An act to add Section 1017 to the Education Code, relating to school district employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Collier, Coombs, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Short, Sutton, Thompson, and Williams—30.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 988—An act to add Chapter 13 (commencing at Section 2375) to Part 1 of Division 6 of the Harbors and Navigation Code, to provide for the issuance and sale of state bonds to create a fund for the use of the Board of State Harbor Commissioners for San Francisco Harbor in improving that harbor and its facilities, including the wharves, piers, seawalls, railroad, spurs, appurtenances thereto, and any necessary dredging and filling in connection therewith; to create a sinking fund for the payment of the bonds; to define the duties of state officers in relation thereto; and to make an appropriation for the expense of printing the bonds.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 988.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, April 29, 1957

*To the Honorable Members of the Senate
Sacramento, California*

GENTLEMEN:

Senate Bill No. 988, "An act to add Chapter 13 (commencing at Section 3375) to Part 1 of Division 6 of the Harbors and Navigation Code, to provide for the issuance and sale of state bonds to create a fund for the use of the Board of State Harbor Commissioners for San Francisco Harbor in improving that harbor and its facilities, including the wharves, piers, seawalls, railroad, spurs, appurtenances thereto, and any necessary dredging and filling in connection therewith; to create a sinking fund for the payment of the bonds; to define the duties of state officers in relation thereto; and to make an appropriation for the expense of printing the bonds,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

This bill provides for the issuance and sale of state bonds in the aggregate sum of \$50,000,000 payable into the Fifth San Francisco Seawall Fund and to be expended by the Board of State Harbor Commissioners for San Francisco Harbor in improving that harbor and its appurtenances and facilities. The bill also creates the Fifth San Francisco Seawall Sinking Fund and provides that available moneys in the San Francisco Harbor Improvement Fund not otherwise required by law to be applied to some specified or particular purpose shall be transferred at times set forth in the bill into said sinking fund for the payment of the principal and interest of said bonds. The bill further provides that it shall become effective only if approved by a vote of the people at the next general election in November 1958. In these circumstances, prompt consideration of this bill is desirable and no purpose would be served by withholding action upon it until after final passage of the Budget Bill.

I therefore recommend consideration of Senate Bill 988 as an emergency measure.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1219—An act to add Sections 73.2 and 87.4 to the Agricultural Code, relating to fairs and expositions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 84—Relative to a program of basic research and field studies dealing with all phases of mining and the mineral industries.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 1549—An act to add Section 8710.1 to the Water Code, relating to flood control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2223—An act to amend Section 12 and to repeal Section 30 of the Sonoma County Flood Control and Water Conservation District Act (Chapter 994 of the Statutes of 1949), relating to the Sonoma County Flood Control and Water Conservation District, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Williams—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Bery, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Collier Presiding

At 4:55 p.m., Senator Randolph Collier of the Second District, presiding.

Senate Bill No. 378—An act to amend Section 5006 of the Public Resources Code, relating to acquisition of property of the State Parks Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Miller, Montgomery, Murdy, Regan, Short, Sutton, Thompson, and Williams—25.

NOES—Senators Dilworth, Donnelly, Hollister, and Richards—4.

Motion to Amend Title

Senator Erhart moved the adoption of the following amendment to the title:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 26, 1957, strike out "Parks", and insert "Park".

Amendment read, and adopted.

Bill ordered printed, and transmitted to the Assembly.

Senator John F. McCarthy Presiding

At 5 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Assistant Secretary Jack R. Gilstrap at the Desk

Senate Bill No. 501—An act to amend Section 24263 of the Health and Safety Code, relating to air pollution control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1181—An act to repeal Section 9627 of, amend Sections 8726, 8738, 8741, 9507, 9509, and 9635 of, and to add Sections 8573, 8574 and 9627 to, the Health and Safety Code, relating to cemeteries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Berry, Breed, Brown, Busch, Byrne, Christensen, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1184—An act to add Section 8501 to the Health and Safety Code, relating to cemeteries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Breed, Busch, Byrne, Christensen, Coombs, Dolwig, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Sutton, Thompson, and Williams—22.

NOES—Senators Beard, Berry, Cunningham, Dilworth, Donnelly, and Farr—6.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1084—An act to amend Section 2415 of, and to add Section 2410.5 to the Labor Code, relating to labor camps.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erihart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Regan, Short, Sutton, Thompson, and Williams—29.

NOES—Senators Miller and Montgomery—2.

Bill ordered transmitted to the Assembly.

Motion to Be Excused

At 5.20 p.m., Senator Kraft moved that he be excused to attend an Assembly committee.

Motion carried.

Senate Bill No. 1223—An act to amend Sections 254 and 256 of the Financial Code, relating to the State Banking Department.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Busch, Byrne, Christensen, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erihart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1574—An act to amend Section 5404 of the Public Resources Code, relating to recreation, park and parkway districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erihart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 61—Relative to the Yacht and Ship Brokers Commission.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erihart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Sutton, Teale, Thompson, and Williams—31.

NOES—Senators Robert I. McCarthy, Richards, and Short—3.

Resolution ordered transmitted to the Assembly.

President of the Senate Presiding

At 5.32 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1746—An act to amend Sections 104.1, 104.2, 104.3, 104.5, and 2014 of the Welfare and Institutions Code, relating to public assistance.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 5, of the printed bill, as amended in Senate April 17, 1957, strike out "60 days", and insert "six months".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1922—An act to amend Section 19334 of the Government Code, relating to leave of absence in the state civil service.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1714—An act to create the Contra Costa County Water Agency for the conservation, storage, and distribution of water in the agency, and prescribing its organization, powers, and duties.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 7, of the printed bill, as amended in Senate April 19, 1957, strike out the second "of", and insert "or".

Amendment No. 2

On page 4, line 28, strike out "county", and insert "agency".

Amendment No. 3

On page 4, line 35, strike out "county", and insert "agency".

Amendment No. 4

On page 4, line 40, strike out "county", and insert "agency".

Amendment No. 5

On page 4, line 42, strike out "county", and insert "agency".

Amendment No. 6

On page 5, line 1, strike out "county", and insert "agency".

Amendment No. 7

On page 5, line 3, strike out "county", and insert "agency".

Amendment No. 8

On page 5, line 6, strike out "county", and insert "agency".

Amendment No. 9

On page 5, line 11, strike out "county", and insert "agency".

Amendment No. 10

On page 5, line 14, strike out "county", and insert "agency".

Amendment No. 11

On page 5, line 22, strike out "county", and insert "agency".

Amendment No. 12

On page 5, line 29, strike out "county", and insert "agency".

Amendment No. 13

On page 5, line 47, after "warrants", insert ", not exceeding in amount the anticipated revenues for the fiscal year in which issued,".

Amendment No. 14

On page 6, strike out line 42, and insert "1953, Chapter 2 (commencing at Section 58500) of Division 1 of Title 6 of the Government Code."

Amendment No. 15

On page 7, line 38, strike out "county", and insert "agency".

Amendment No. 16

On page 8, lines 40 and 41, strike out "of the District Organization Act".

Amendment No. 17

On page 8, line 42, immediately preceding the comma, insert "of the District Organization Law".

Amendment No. 18

On page 9, line 3, strike out "county", and insert "agency".

Amendment No. 19

On page 9, line 5, strike out "county", and insert "agency".

Amendment No. 20

On page 9, line 6, strike out "county", and insert "agency".

Amendment No. 21

On page 9, line 11, strike out "county", and insert "agency".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 5.44 p.m., on motion of Senator Miller, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 1218 refused passage by the following vote:

AYES—Senators Abshire, Beard, Brown, Burns, Busch, Dolwig, Erhart, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, Thompson, and Williams—18.

NOES—Senators Berry, Breed, Byrne, Christensen, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Hollister, Richards, Short, and Sutton—14.

Motion to Reconsider

Senator Miller moved to reconsider the vote whereby Senate Bill No. 1218 was refused passage.

Postponement of Reconsideration

On motion of Senator Miller, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 1218 was refused passage, was continued until the next legislative day.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Bill No. 1557—An act to amend Section 585 of the Vehicle Code, relating to removal of vehicles from highways.

Motion to Refer Bill to Inactive File

Senator Breed moved that Assembly Bill No. 1557 be placed on the inactive file.

Motion carried.

Assembly Bill No. 2897—An act to amend Section 69894 of the Government Code, relating to superior courts.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 10, of the printed bill, after "section", insert "enacted by the Legislature at the 1957 Regular Session".

Amendment No. 2

On page 2, line 25, strike out "Section", and insert "Sections".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2898—An act to amend Section 69898 of the Government Code, relating to superior court employees in counties of 2,000,000 population or more.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1, of the printed bill, strike out line 21.

Amendment No. 2

On page 2, line 10, after "section", insert "enacted by the Legislature at the 1957 Regular Session".

Amendment No. 3

On page 2, line 21, strike out "Section", and insert "Sections".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2899—An act to amend Section 69899 of the Government Code, relating to superior court employees in counties of 2,000,000 population or more.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 2, of the printed bill, after "section", insert "enacted by the Legislature at the 1957 Regular Session".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Dolwig moved that Senate Bill No. 2208 be taken from the inactive file and placed on the second reading file.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senator Cunningham:

Senate Resolution No. 109

Relating to commending Jerry J. Olrich on the condition of the Capitol grounds

WHEREAS, Mr. Jerry J. Olrich, as State Gardener, is the person responsible for the care and condition of the area surrounding the Capitol known as the Capitol Park; and

WHEREAS, Mr. Olrich has under his care over 3,000 varieties of trees and shrubs whose natural habitat range from the subarctic to the tropical, many of which require unique methods of care and cultivation; and

WHEREAS, Under Mr. Olrich's supervision, the park has reached new heights of grandeur and beauty; and

WHEREAS, The evidence of the superlative attention which this park receives greets the eye of each of us every morning, noon and evening; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate do hereby commend Mr. Jerry J. Olrich for his good work and that of his helpers which has enhanced the beauty of Capitol Park; and be it further

Resolved, That the Secretary of the Senate is hereby instructed to transmit a suitably prepared copy of this resolution to Mr. Jerry J. Olrich.

Resolution read, and unanimously adopted on motion of Senator Cunningham.

By Senator Busch:

Senate Resolution No. 110

Relative to Burglary Prevention Week

WHEREAS, Annually the loss of property due to burglaries is a tremendous loss which affects not only the individual owner but the community as a whole; and

WHEREAS, Burglary Prevention Week will be from May 5th through the 11th; and

WHEREAS, Last year there was a burglary about every 11 minute in this country which can be appreciably reduced by each homeowner following a few simple precautions; and

WHEREAS, These simple precautions are:

1. Leave a lamp or two connected to an automatic timer to turn lights on and off.

2. Cancel all deliveries of milk, newspapers, etc.

3. Use pin tumbler cylinder locks on all outside doors. This type of lock was invented almost a century ago by Linus Yale, Jr.

4. Have your lawn mowed and sidewalk swept by a neighbor.

5. Tell a neighbor you are leaving and have him check your house periodically.

6. Notify your local police officials the date you are leaving and returning.

7. Don't close blinds or draw shades.

8. Place your valuables in a safety deposit box.

9. Don't tell your friends or neighbors of valuable possessions you have around the house.

10. Don't advertise your departure with an item in the paper. Remember, prevention is better than cure; now, therefore, be it

Resolved by the Senate of the State of California, That these precautionary measures are recommended to each citizen of this State and the Burglary Prevention Week Committee is sincerely congratulated for their untiring efforts in making people aware of the dangers of burglary and in publicizing these simple precautions which may make the difference between a safe or a sorry home; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Mr. James H. Rapson, the chairman of the Burglary Prevention Week Committee.

Resolution read, and unanimously adopted on motion of Senator Busch.

By Senator Brown:

Senate Resolution No. 111

Relative to augmenting the funds of the Senate Interim Committee on California Indian Affairs

Resolved by the Senate of the State of California. That in addition to any money heretofore made available, the sum of one thousand dollars (\$1,000), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Senate for the expenses of the Senate Interim Committee on California Indian Affairs (created by Senate Resolution No. 124, 1955 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Senators Robert I. McCarthy, Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams:

Senate Resolution No. 112

Relating to commending the Honorable Thomas A. Maloney

WHEREAS, The Honorable Thomas A. Maloney ably and effectively devoted 32 years to the service of the State of California as a Member of the Legislature; and WHEREAS, Thomas A. Maloney commenced that service when he was elected to the State Senate in 1924, to which house he was re-elected in 1927; and

WHEREAS, When the Senate was reapportioned and City and County of San Francisco became entitled to only one State Senator, Thomas A. Maloney was elected in 1932 to the Assembly in which house he served continuously until the expiration of his term upon the convening of this session of the Legislature; and

WHEREAS, Throughout all of those years his services were outstanding and he served as Speaker pro Tempore of the Assembly at every regular and special session commencing in 1943; and

WHEREAS, Thomas A. Maloney not only introduced and supported much important legislation during his many years of service during a period when the population of the State more than trebled, but also contributed materially to the consideration of such legislation by reason of his ability to bring warring factions together for constructive accomplishment and the compromise of controversial issues; and

WHEREAS, Thomas A. Maloney has justly gained the lasting respect and affection of all of the Members of this Senate who knew him and worked with him; now, therefore, be it

Resolved by the Senate of the State of California. That the members of this body hereby commend the Honorable Thomas A. Maloney for his 32 years of legislative service on behalf of the State of California; and be it further

Resolved. That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to the Honorable Thomas A. Maloney.

Resolution read, and unanimously adopted on a motion by Senator Robert I. McCarthy.

Motion to Co-author

Senator Cunningham moved that all members of the Senate be made co-authors of Senate Resolution No. 112.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 107: By Senators Brown, Dorsey, and Erhart—Relative to location of State Highway Route 212.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred: Senate Bill No. 1945

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 1945

Senator Montgomery moved that Senate Bill No. 1945 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1945—An act to amend Section 5908.5 of the Labor Code, relating to workmen's compensation.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "5908.5 of", insert "and to add Section 5905.5 to".

Amendment No. 2

On page 1, line 3, strike out "Every", and insert "Any".

Amendment No. 3

On page 1, line 7, strike out "or", and insert "itself or by".

Amendment No. 4

On page 1, line 11, after the period, insert "No petition for reconsideration shall be referred to a referee, deputy commissioner, secretary, or assistant secretary for further study or recommendation as to action upon such petition, and neither the commission nor a panel thereof may adopt the opinion of a referee, deputy commissioner, secretary, or assistant secretary in lieu of its own reasons for decision; provided, however, that nothing in this section shall preclude the commission or a panel thereof from having necessary staff assistance in the preparation of its decisions. Staff assistance within the meaning of this section shall not include the assistance of a referee, deputy commissioner, secretary, or assistant secretary."

Amendment No. 5

On page 1, after line 11, insert

"Sec. 2. A new Section 5905.5 is added to said code, to read:

5905.5. Upon the filing of a petition for reconsideration, a transcript of the testimony taken in the proceeding shall be prepared automatically for the use of the commission or the panel. Any party requesting a copy of such transcript shall pay for it at the rate set in Section 127 of this code."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 2192

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 2192

Senator Dolwig moved that Senate Bill No. 2192 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2192—An act to amend Sections 309, 310, and 1704 of the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 21, of the printed bill, as amended in Senate April 17, 1957, after "assigned", insert "from the Division of Administrative Procedure staff maintained".

Amendment No. 2

On page 2, after line 42, insert

"This section does not apply to any public utility subject to regulation by the Federal Government nor shall it apply to any carriers transporting commodities in this State.

SEC. 4. All persons, other than temporary employees, serving in the state civil service and serving in the Examiner Division of the Public Utilities Commission (as described more particularly at page 919 of that document entitled "State of California Budget for the Fiscal Year July 1, 1957 to June 30, 1958") shall remain in the state civil service and are hereby transferred to the Division of Administrative Procedure in the Department of Professional and Vocational Standards on the effective date of this act. The status, position, and rights of such persons shall not be affected by their transfer and shall continue to be retained by them pursuant to the State Civil Service Act, except as to positions the duties of which are vested in a position that is exempt from civil service.

All public property, real or personal, of any state agency or officer used primarily or principally in carrying on any function performed by the employees who are transferred by this act shall also be transferred to the Division of Administrative Procedure on the effective date of this act."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 2260

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 2260

Senator Richards moved that Senate Bill No. 2260 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2260—An act to amend Section 694.01 of the Vehicle Code, relating to projecting lights or devices.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Senate March 14, 1957, strike out "100", and insert "120".

Amendment No. 2

On page 1, strike out lines 19 to 21, inclusive, and insert "The amendment of this section made by the 1957 Regular Session of the Legislature does not constitute a change in, but is declaratory of, the pre-existing law".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which were referred:

Senate Bill No. 677

Senate Bill No. 685

Senate Bill No. 2144

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 677

Senator Cunningham moved that Senate Bill No. 677 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 677—An act to amend Section 422.5 of the Vehicle Code, relating to exemption from the requirements of security following an accident.

Bill read second time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, strike out lines 14 to 28, inclusive, and insert "such person a reasonable opportunity to rebut the same."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND SENATE BILL NO. 685

Senator Cunningham moved that Senate Bill No. 685 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 685—An act to add Section 486 to, and to amend Sections 488 and 488.5 of, the Vehicle Code, relating to accident reports.

Bill read second time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "add Section 486 to, and to amend Sections 488 and 488.5 of," and insert "amend Section 488 of".

Amendment No. 2

On page 1, strike out lines 1 to 21, inclusive, and insert

"SECTION 1. Section 488 of the Vehicle Code is amended to read:".

Amendment No. 3

On page 1, line 26, after "Patrol", insert ", except that the California Highway Patrol shall disclose the names and addresses of persons involved in, or witnesses to, an accident, the registration numbers and descriptions of vehicles involved, the date, time and location of an accident, and other factual data gathered by the officers, together with the signed statements of all witnesses, except the reports signed by the drivers, to any person who may have a proper interest therein, including the driver or drivers involved, or the legal guardian thereof, the parent of a minor driver, the authorized representative of a driver, or to any person injured therein, the owners of vehicles or property damaged thereby, or all of them."

Amendment No. 4

On page 2, strike out lines 8 to 16, inclusive.

Amendment No. 5

On page 2, strike out lines 25 to 42, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND SENATE BILL NO. 2144

Senator Hollister moved that Senate Bill No. 2144 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2144—An act to add Section 725.5 to the Streets and Highways Code, relating to the care and protection of state highways.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 13, 1957, strike out "Section 725.5", and insert "Sections 725.5 and 725.6".

Amendment No. 2

On page 1, after line 11, insert

"SEC. 2. Section 725.6 is added to said code, to read:

725.6. The provisions of Section 725 shall not apply to the flooding of any state highway by any city, city and county, county, public corporation, or public district if consent to such flooding has first been obtained from the Department of Public Works. As a condition to granting such consent, the Department of Public Works shall require the city, city and county, county, public corporation, or public district to agree with the department to maintain the affected portion of the state highway during the period of flooding and to make such repairs and perform such work as is necessary to repair any resulting damage to the state highway and restore it to its original condition, or to agree to reimburse the department for the expense to the department of making such repairs, performing such work, or maintaining the affected portion of the state highway during the period of flooding."

Amendments read, and adopted.

Bill ordered printed, and to third reading, re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 415

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 415

Senator Williams moved that Senate Bill No. 415 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 415—An act to repeal Chapter 1466 of the Statutes of 1949, Chapter 154 of the Statutes of 1951, Chapter 362 of the Statutes of 1953, and Chapter 277 of the Statutes of 1955, relating to property taxation and the allocation of state funds, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, strike out lines 1 and 2.

Amendment No. 2

In line 3 of the title, strike out "1953, and Chapter 256 of the Statutes of 1955," and insert "Amend Sections 110, 752, 1070, 1841, 1844, 1848, and 1859 of, to renumber and amend Sections 755, 756, 757, 758, 759, 760, and 1840 of, and to add Sections 110.1, 1832, 1833, 1836, 1837, and 1840 to, and to repeal Sections 754, 1832, 1833, 1836, 1837, 1841, 1001, 1007, 1996, 1997, 1998, 2001, 2002, 2003, 2004, and 2005 of the Revenue and Taxation Code."

PRINTER'S NOTE—There being no 7-point strike-out type available, the material which should appear in strike-out type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

Strike out lines 1 to 26, inclusive, of the printed bill, and insert

"SECTION 1. Section 1059 of the Revenue and Taxation Code is amended to read: 1059. [In this section shall be inserted at their [actual] market value.]

Sec. 2. Section 110 of said code is amended to read:

110. ["Value," "full cash value," or "cash value,"] *Market value* means the amount at which property would be taken in payment of a just debt from a solvent debtor. [In determining the "market value" of tangible personal property, the assessor shall not take into account the existence of any custom or common method, if any, in arriving at the full cash value of any class or classes of property.]

Sec. 3. Section 110.1 is added to said code, to read:

110.1. "Value," "actual value," "assessed value," "cash value," "full cash value," or "true value in money" shall be equal to 130 percent of market value as defined in Section 110.

Sec. 4. Section 753 of said code is amended to read:

753. Annually, on or before [the fourth Monday in August] *August 10th*, the board shall assess all state-assessed property required to be assessed as of the first Monday in March.

Sec. 5. Section 755 of said code is renumbered and amended to read:

[755] 754. On or before [the first Monday in August] *July 10th*, the board shall prepare tabulations showing its determination of the market value of all state-assessed property, and these tabulations shall be open for inspection by all persons interested.

SEC. 6. Section 756 of said code is renumbered and amended to read:

[756] 755. [At any time prior to the third Monday in August] *On or before July 20th*, the owner or assessor of any state-assessed property [shall be heard by the board on a petition] *may petition the board* for redetermination of the market value of the property. The petition must be in writing setting forth in what respects the determination is deemed subject to correction. *Under rules of notice prescribed by the board, it shall hear the petition and act thereon on or before August 10th.*

SEC. 7. Section 757 of said code is renumbered and amended to read:

[757] 756. After deciding all petitions for determination, the board shall complete the assessment of state-assessed property by entering upon the board roll for each county assessed values [representing the same percentage of market value so determined as has been found, under Chapter 2, Part 3 of Division 1 of this code, to be represented by the assessed value, after equalization, entered upon the local roll in relation to the market value of property there assessed.] *at the percentage of market value required for compliance with Section 1837.* In making these entries upon the board roll, the board may enter assessed values which are divisible by ten (10), counting any fractional amount which is more than five dollars (\$5) as ten dollars (\$10) and omitting it when it is five dollars (\$5) or less. The assessed value thus entered upon the roll by the board shall constitute the actual value of the property as of the first Monday in March for purposes of taxation. Intangibles shall be assessed without reference to the percentage herein specified.

SEC. 8. Section 758 of said code is renumbered and amended to read:

[758] 757. [Immediately after the fourth Monday in August] *On or before August 10th* the board shall transmit to each county auditor a roll showing the assessments made by the board in the county and in each city and revenue district in the county; provided, however, that the roll need not show the assessments made by the board in a revenue district which did not levy a tax or assessment during the preceding year. If the roll does not show the assessments in a revenue district as herein provided and a notice of a proposed levy is furnished the board in writing, the board shall furnish an estimate of the total assessed value of state-assessed property in the district and shall transmit thereafter to the county auditor a statement of roll change showing the assessments made by the board in the district. The estimate shall be regarded as establishing the total assessed value of state-assessed property in the district for the purpose of determining the tax rate of the district.

SEC. 9. Section 759 of said code is renumbered and amended to read:

[759] 758. The board shall also immediately transmit to the auditor of each city the lien date of which is the first Monday in March a roll showing the assessments made by the board in the city and in each district for which the city assesses property and collects taxes or assessments.

SEC. 10. Section 760 of said code is renumbered and amended to read:

[760] 759. State-assessed property is subject to taxation to the same extent and in the same manner as other property.

SEC. 11. Section 1831 of said code is amended to read:

1831. To enable the board to perform its *constitutional* duties under this article and Sections 9 and 14 of Article XIII of the State Constitution, the board shall make a survey, [annually] *not less often than triennially*, in each county to determine the [relationship between the total value of land, improvements and tangible personal property entered upon the roll by the assessor, and the total market value thereof. As a basis for this determination, the board shall consider sales and other appraisal data compiled by appraisers competent to determine accurately the market value of the property. These data shall relate to representative samples of property subject to local assessment in each county sufficient in number and dispersion to assure an adequate cross-section of the taxable wealth within the county, both as to the classes of property enumerated and as to the location thereof.] *total market value of all locally assessable tangible property as of the lien date for the last equalized roll. As a basis for this determination, the board shall ascertain the market value of a sample of locally assessable tangible property so selected in size and dispersion to insure an adequate representation in each county of the several classes of property throughout the county. In ascertaining the market value of the property in the sample the board shall consider appraisal data compiled by competent appraisers. The board shall make surveys each year in no fewer than 18 nor more than 22 counties.*

SEC. 12. Section 1832 is added to said code, to read:

1832. As soon as appraisals have been made in any county by the board pursuant to Section 1831, the board shall give the assessor of the county a reasonable opportunity to examine and discuss the appraisals with the board appraisers. If the assessee of property with respect to which such an appraisal has been made so requests, the board shall also give him a reasonable opportunity to examine and discuss the appraisal with the board appraisers.

SEC. 13. Section 1833 is added to said code, to read:

1833. After completing a survey pursuant to Section 1831, the board shall estimate any change that may have occurred in the total market value of tangible property subject to local assessment between the lien date of the roll for which the survey was made and the lien date of the current roll. The board shall use as the basis for such estimate data on population, school, enrollment, retail sales or other factors indicative of change or lack of change in the total market value of the property. The relationship between the total assessed value of the tangible property on the current local roll and the estimated total market value so determined shall be computed for each county of the State by July 15th.

SEC. 14. Section 1834 of said code is amended to read:

1834. On or before July 15th of each year a notice of the determination of the relationship between the total assessed value of tangible property on the current local roll and the total market value of tangible property subject to local assessment as of the lien date of that roll shall be transmitted to the county assessor and to the board of supervisors of each county. If the county, through its assessor or board of supervisors, desires to be heard with respect to the assessment ratio [based upon the survey] so determined for the county, opportunity for such hearing shall be afforded by the board [between the third Monday in July and the third Monday in August] prior to August 10th, upon application therefore in writing filed not later than [the first Monday in August] July 25th. The application shall specify in what respects the county believes that the determination of the relationship between the assessed value and the market value of the property within the county is in error. In the absence of a timely application, the determination is final, and no hearing is required with respect to any equalization action by the board based upon the assessment ratio so established.

SEC. 15. Section 1836 is added to said code, to read:

1836. Equalization by the board of the valuation of taxable property in counties for the purposes of taxation shall be by raising or lowering by a uniform percentage the value of all tangible property entered upon the secured local roll of a county.

(a) If, pursuant to Section 1833, any county is found to have a ratio of assessed to market value which, for the lien date of the year in question, is lower than the applicable ratio shown in column 1 of the following schedule, or which, for such year, is higher than the applicable ratio shown in column 3 of such schedule, the board shall equalize assessments on the local roll to the end that such county shall have a ratio of assessed to market value that does not differ from the applicable ratio shown in column 2 of such schedule.

(b) If, pursuant to Section 1833, any county is found to have a ratio of assessed to market value which, for the lien date of the year in question, is equal to or higher than the applicable ratio shown in column 1 of the following schedule, and which, for such year, is equal to or lower than the applicable ratio shown in column 3 of such schedule, the board, in its discretion, need take no equalization action with respect to assessments on the local roll of such county.

Lien date of	Column 1	Column 2	Column 3
1959-----	23	25	45
1960-----	24	26	44
1961-----	25	27	43
1962-----	26	28	42
1963-----	27	29	41
1964-----	28	30	40
1965-----	29	31	39
1966-----	30	32	38

(c) For assessments made as of the first Monday in March, 1967, and for every year thereafter, the board, in its discretion, need take no equalization action with respect to assessments on the local roll of a county if the ratio of assessed to market value as determined pursuant to Section 1833 for such county is between 32 percent and 35 percent, inclusive. If the ratio for such county, as determined pursuant to Section 1833, is not between 32 percent and 35 percent, inclusive, the board shall equalize assessments on the local roll of the county at a level of 33½ percent of market value.

SEC. 16. Section 1837 is added to said code, to read:

1837. The board shall adjust the valuation of the taxable property in the county for the purposes of taxation by assessing, on the board roll for the county, land, improvements, and tangible personal property at a valuation which bears the same relationship to the market value of the property as that applied to locally assessed property, as determined pursuant to Section 1836, except that the ratio of assessed to market value, expressed as a percent, for state-assessed property shall not be raised or lowered by more than two percentage points each year, to the end that all state-assessed property shall be subject to assessment at 33½ percent of the market value thereof for assessments made as of not later than the first Monday in March, 1967. For assessments made as of the first Monday in March, 1967, and

for every year thereafter, the board shall assess all property subject to state assessment at 33 1/3 percent of the market value thereof, as required by Section 14, Article XIII of the California Constitution and by Sections 110 and 110.1 of the Revenue and Taxation Code.

SEC. 17. Section 1838 of said code is amended to read:

1838. [No sales or] *Except as provided in this section and Section 1832 or as may be required in connection with a hearing held pursuant to Section 1835, no appraisal data relating to individual properties, obtained for the purposes of any survey under this chapter shall be made public and no state or local officer gaining knowledge thereof in any action taken under this chapter shall make any disclosure with respect thereto [except as that may be required for the purposes of this chapter]. The board shall, however, prepare tabulations each year showing the ratios of assessed to market value of property subject to local assessment for each county in the State as determined pursuant to Section 1833. Such tabulations shall also show the ratio of assessed to market value for the individual properties in the sample when surveys are conducted for a county pursuant to Section 1831, as well as the calculations by which the ratio of assessed to market value for such county is determined from the ratios applicable to individual properties within that county. Such tabulations shall also show the data used to estimate the total market value of the tangible property on the current local roll from the total market value of the tangible property on the local roll of a prior year, as required by Section 1833, as well as the statistical methods used to arrive at the determination required by Section 1833. All such tabulations shall be open for inspection by all persons interested.*

SEC. 18. Section 1839 of said code is amended to read:

1839. The board shall meet at the state capital [on the third Monday in July and remain in session from day to day, holidays excepted, up to and including the third Monday in August. During this] *during July and August of each year for the performance of its duties under this article and Sections 1, 9, and 14 of Article XIII of the State Constitution. While so in session, under rules of notice prescribed by the board, it shall equalize the assessment of property as prescribed by law. If the number of such matters to be heard, or the amount of time required to hear them, prevents the board from concluding this session by August 10th, the board may continue with its equalization proceedings to and including August 25th, and may defer its final action on the equalization of assessments accordingly, but it shall not hear any matter as to which timely application or notice has not been made or given during July.*

SEC. 19. Section 1840 is added to said code, to read:

1840. If any county, city and county, or municipal corporation desires to secure a review, equalization, or adjustment of the assessment of its property by the board in pursuance of Section 1 of Article XIII of the State Constitution, it must apply to the board therefor in writing before July 20th. The application must show the facts claimed to require action of the board and a copy thereof must be filed with the assessor whose assessment is questioned.

SEC. 20. Section 1840 of said code is renumbered and amended to read:

[1840] 1841. The final action of the board in equalizing an assessment or a local roll shall be performed only at the state capital.

SEC. 21. Sections 754, 1832, 1833, 1836, 1837, 1841, 1904, 1905, 1906, 1907, 1908, 2001, 2002, 2003, 2004, and 2005 of said code are hereby repealed.

SEC. 22. If any section, subsection, sentence, clause, or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

SEC. 23. There is hereby appropriated annually, for each fiscal year, out of any money in the State Treasury not otherwise appropriated, the sum of two hundred fifty thousand dollars (\$250,000) to provide for surveys pursuant to Section 1831.

In addition to the sum specified above, there shall be provided for surveys pursuant to Section 1831 any additional sums specified in any appropriation made therefor.

SEC. 24. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The raising of revenue and the distribution thereof are necessary to the carrying out of essential public purposes. This measure, integrally related to each of these subjects, seeks to make more equitable the legislation enacted as Chapter 1466 of the Statutes of 1949, and in order that the public services supported by the revenue raised and distributed in accordance with this measure may be performed, it is

necessary for the immediate preservation of the public peace, health and safety that this measure be enacted."

Amendments read, and adopted.

Bill ordered printed, and re-referred to the Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 1565

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1565

Senator Abshire moved that Senate Bill No. 1565 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1565 An act to add Section 7715.1 to the Education Code, relating to apportionments of state school building aid funds.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 10 to 13, inclusive, and insert "to Section 7717, and if a judgment for the collection of such excess apportionment has not been rendered by a court prior to the effective date of this section, such excess apportionment shall be computed by the State Controller and shall be repaid pursuant to this section. The district shall repay the amount of excess apportionment, and the interest thereon, in equal annual installments within 20 years from the date it receives the excess apportionment. The rate of interest shall be the same rate as that fixed for the approved apportionment. The district may at any time before the end of the 20-year period for repayment elect to repay, and repay, the balance of the excess apportionment then unpaid, plus interest computed to the date of repayment of such balance."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 784

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 784

Senator Sutton moved that Senate Bill No. 784 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 784—An act to amend Section 347 of the Streets and Highways Code, relating to state highways.

Bill read second time.

Motion to Amend

Senator Sutton moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 7, inclusive, and insert "347.1. Route 47 is from Route 1 near Longvale to Route 7 at or between the Cities of Willows and Corning, via Covelo and Mendocino Pass.

The department as soon as possible shall survey and locate the portion of Route 1 from Route 7 to Mendocino Pass so that federal agencies and private lumber companies may construct a highway on the true alignment of such route; provided, however, that Section 60 of the Streets and Highways Code shall be applicable to the route added to the State Highway System by this section, the same as if said route had been added by the Collier-Burns Highway Act of 1947 and the department shall not be required to maintain any portion of said route until the same has been laid out and constructed as a state highway."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, SACRAMENTO, April 26, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 43

Assembly Bill No. 3426

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 43

Senator Gibson moved that Senate Bill No. 43 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 43—An act to amend Section 1 of the Solano County Flood Control and Water Conservation District Act (Chapter 1656 of the Statutes of 1951), relating to the Solano County Flood Control and Water Conservation District.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 1 of", and insert "Sections 3.4 and 4.1 of, and to add Sections 20, 20.1, 20.2 and 20.3 to,".

Amendment No. 2

On page 1, line 1, strike out the second "Section 1", and insert "Section 3.4".

PRINTER'S NOTE: There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 3 to 10, inclusive, and insert

"SEC. 3.4. The district shall have the power of eminent domain to acquire within [or outside] the district by condemnation in the manner and to the extent prescribed in Article 4, Section 14 of the Constitution and Title 7, Part 3 of the Code of Civil Procedure, as now existing or hereafter amended, all property or interests therein necessary or convenient for carrying out the powers and purposes of the district except that the district shall not have power to acquire by condemnation publicly owned property held or used for the development, storage or distribution of water for public use; and it is hereby declared that the use of the property which may be condemned, taken or appropriated under the provisions of this act, is a public use, subject to regulation and control of the State in the manner prescribed by law. The district in exercising such power shall in addition to the damage for the taking, injury, or destruction of property, also pay the cost of removal or relocation of any structure, railways, mains, pipes, conduits, wires, cables or poles, of any public utility which is required to be moved to a new location; and provided further, that notwithstanding any other provision of this act or any other law, no property shall be taken unless it is taken upon a finding by a court of competent jurisdiction that the taking is for a more necessary public use than that to which it has already been appropriated.

The power of eminent domain vested in the district shall include the power to condemn in the name of the district either the fee simple or any lesser estate or interest in any property which the board of directors by resolution shall determine is necessary for carrying out the purposes of the district. Such resolution shall be prima facie evidence that the taking of such private property, to the extent stated in said resolution, is necessary for carrying out the purposes of the district.

SEC. 2. Section 4.1 of said act is amended to read:

Sec. 4.1. The district shall have the power: to control flood and storm waters within the district and the flood and storm waters of streams outside of the district, which flow into the district; to conserve such waters by storage in surface reservoirs, to divert and transfer such waters for beneficial uses within the district; to release such waters from surface reservoirs to replenish and augment the supply of waters in natural underground reservoirs; and otherwise to reduce the waste of water and to protect life and property from floods within the district; provided, that the district may not construct or acquire any works or undertake any project for flood control purposes, except in conjunction with and as part of the construction or acquisition of works or the undertaking of projects for the purposes enumerated in Section 4 of this act).

SEC. 3. Section 20 is added to said act, to read:

Sec. 20. The board of directors may by its resolutions adopted from time to time establish zones within the territory of the district without reference to the boundaries of other zones, setting forth in such resolutions legal descriptions thereof and entitling each of such zones by a zone number, and institute zone projects for the specific benefit of such zones. The board of directors may, by resolution, amend the boundaries by annexing property to or by withdrawing property from said zones or may divide existing zones into two or more zones or may superimpose a new or amended zone on zones already in existence, setting forth in such resolutions descriptions of the amended, divided or superimposed zones by metes and bounds and entitling each of such zones by a zone number. Proceedings for the establishment of such zones may be conducted concurrently with and as a part of proceedings for the instituting of projects relating to such zones, which proceedings shall be instituted in the manner prescribed in Section 20.1 of this act.

SEC. 4. Section 20.1 is added to said act, to read:

Sec. 20.1. The board of directors may institute projects for the financing, acquiring, constructing, maintaining, operating, extending, repairing or improving of any work or improvement to make water available for beneficial use or to control flood or storm waters which work or improvement is of common benefit to a zone. For the purpose of acquiring authority to proceed with any such project the board of directors shall by its resolution determine that the work or improvement is for the benefit of a single zone and specifying its intention to undertake such project, together with the engineering estimates of the cost of same to be borne by the zone and fixing a time and place for public hearing of said resolution and which shall refer to a map or maps showing the general location and general construction of said project. Notice of such hearing shall be given for a period of not less than twenty (20) days. If there is a newspaper of general circulation published in the territory proposed to be formed into a zone, notice shall be given by publication once a week for two (2) consecutive weeks prior to the hearing, the last publication of which must be at least seven (7) days before said hearing. If there

is no such newspaper, notice shall be given by posting notice of the hearing for a period of fourteen (14) days prior to said hearing in five (5) public places within the zone. Said notice shall designate a public place in the district where a copy of the map of the project may be seen by any interested person.

At the time and place fixed for the hearing, or at any time to which said hearing may be continued, the board of directors shall consider all written and oral objections to the proposed project and to the inclusion or exclusion of property within the proposed zone or participating zone. Upon the conclusion of the hearing the board of directors may abandon the proposed project or proceed with the same, unless prior to the conclusion of said hearing a written protest against the proposed project signed by a majority in number of the holders of title to real property, or assessable rights therein, or evidence of title thereto, representing one-half or more of the assessed valuation of the real property within such zone, be filed with the board, in which event further proceedings relating to such project must be suspended for not less than six months following the date of the conclusion of said hearing, or said proceeding may be abandoned in the discretion of the board of directors, and if the board proceeds with a proposed project it shall exclude from the zone all property which will not be benefited by the proposed project.

In all matters in this section referred to, the last equalized assessment roll of the County of Solano next preceding the filing of the protest shall be prima facie evidence as to the ownership of real property, the names and number of the persons who are the holders of title or evidence of title, or assessable rights therein, and as to the assessed valuation of real property within the zone for which the project was initiated.

Executors, administrators, special administrators, and guardians may sign the protest provided for in this act on behalf of the estate represented by them. If the property is assessed in the name of such representatives, that fact shall establish the right of such representatives to sign the protest; if assessed in the name of the decedent, minor or incompetent person, certified copies of the letters or such other evidence as may be satisfactory to the board of directors must be produced.

Where real property appears to be owned in common or jointly or by a partnership, or where letters of representatives of decedents, minors or guardians are joint, only one of the owners or representatives or partners may sign the protest for all joint owners or representatives or partners; provided, the party claiming the right to protest for all produces the written consent of his co-owners or representatives or partners so to do, duly acknowledged by the consenting co-owners or representatives or partners in the manner that deeds of real property are required to be acknowledged to entitle such deeds to be recorded in the recorder's office of the county.

Where real property is assessed in the name of a trustee or trustees, such trustee or trustees shall be deemed to be the person entitled to sign the protest, and if assessed in the name of more than one trustee the right to sign the protest shall be determined in like manner as above provided with respect to co-owners.

The protest of any public or quasi-public corporation, private corporation or unincorporated association, may be signed by any person authorized by the board of directors or trustees or other managing body thereof, which authorization shall be in writing; and a proxy executed by an officer or officers thereof, attested by its seal and duly acknowledged, and shall be filed with the board.

The owner of any real property or interest therein, appearing upon the assessment roll, which has been assessed in the wrong name or to unknown owners, or which has passed from the owner appearing as such on the last equalized assessment roll, since the same was made, shall be entitled to sign the protest represented thereby, either by the production of a proxy from such former owner, or by furnishing evidence of his ownership by a conveyance duly acknowledged showing the title to be vested in the person claiming the right to sign the protest, accompanied by a certificate of a competent searcher of titles, certifying that a search of the official records of the county, since the date of the conveyance, discloses no conveyance or transfer out from the grantee or transferee named in the conveyance.

Where the real property has been contracted to be sold, the vendee shall be entitled to sign the protest, unless such real property is assessed in the name of the vendor, in which event the vendor shall be entitled to do so.

The board of directors shall likewise be entitled to inquire and take evidence for the purpose of identifying any person claiming the right to sign the protest as being the person shown on the assessment roll or otherwise as entitled thereto. And, unless satisfactory evidence is furnished, the right to sign said protest may be denied.

SEC. 5. Section 20.2 is added to said act, to read:

Sec. 20.2. The board of directors shall have the power, in any year:

(a) To levy taxes or assessments in each or any of said zones to pay the cost and expenses of carrying out, acquiring, constructing, maintaining, operating, extending, repairing or otherwise improving any or all works or improvements established or to be established within or on behalf of said respective zones, according to the

benefits derived or to be derived by said respective zones, by either of the following methods:

(1) By a levy or assessment upon all property within a zone, including land, improvements thereon, and personal property;

(2) By a levy or assessment upon all real property within a zone, including both land and improvements thereon. It is declared that for the purpose of any tax or assessment levied under this subdivision (a) the property so taxed or assessed within a given zone is equally benefited.

(b) To levy taxes or assessments by either method authorized by subdivision (a) of this section in each or any of said zones, according to the special benefits derived or to be derived by the specific properties therein, to pay the cost and expenses of carrying out any of the objects or purposes of this act of special benefit to such zones or zones, including the acquiring, constructing, maintaining, operating, extending, repairing or otherwise improving any or all works of improvement established or to be established within or on behalf of said respective zone or zones.

If the district enters into a contract with a governmental body pursuant to Section 5.9 of this act by the terms of which work is to be performed by such governmental body if any specified zone, for the particular benefit thereof, and by said contract the district is to pay to such governmental body a sum of money in consideration or subvention for the performance of said work by such governmental body, the board of directors may levy and collect a special tax or assessment upon the property in such zone, whereby to raise bonds to enable the district to make such payment, in addition to other taxes or assessments herein otherwise provided for.

Said taxes or assessments shall be levied and collected together with, and not separately from taxes for county purposes, and the revenues derived from said taxes or assessments shall be paid into the county treasury to the credit of the respective zones thereof, and the board of directors shall have the power to control and order the expenditure thereof for said purposes; provided, however, that no revenues, or portions thereof, derived in any zone from the taxes or assessments levied under the provisions of subdivisions (a) or (b) of this section shall be expended for constructing, maintaining, operating, extending, repairing or otherwise improving any works or improvements located in any other zone, or for projects authorized or established outside such zone, or zones, but for the benefit thereof.

Any tax or assessment levied pursuant to this section upon any particular zone or zones shall not be subject to the provisions of Section 10.1 of the act.

Sec. 6. Section 20.3 is added to said act, to read:

Sec. 20.3. (a) Whenever the board of directors shall determine that a bonded indebtedness should be incurred by any zone to pay the cost of any work or improvement in said zone, the board may, by resolution, determine and declare the respective amounts of bonds necessary to be issued in said zone in order to raise the amount of money necessary for such work or improvement, and the denomination and the maximum rate of interest of said bonds. The board shall cause a copy of the resolution, duly certified by the clerk, to be filed for record in the office of the recorder of Solano County within five days after its issuance. From and after said filing of said copy of said resolution the board shall be deemed vested with the authority to proceed with the bond election.

(b) Thereafter the board of directors may call a special election at which shall be submitted to the qualified electors in said zone the question of whether or not bonds shall be issued in the amount or amounts determined in said resolution and for the purpose or purposes therein stated. All of the provisions of this act relating to bonds of the district shall be applicable to bonds of a zone except that Section 9.1 of this act shall not apply to bonds of a zone."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 3426

Senator Gibson moved that Assembly Bill No. 3426 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 3426—An act to add Section 18704.1 to the Education Code, relating to personal property of school districts.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 to 6, inclusive, and insert "enter into contracts with manufacturers or suppliers for the exchange of household appliances and equipment belonging to the district and used for instructional purposes for new property of like class and kind for a similar use without adver-".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 1103
Senate Bill No. 1104
Senate Bill No. 1112
Senate Bill No. 1113
Senate Bill No. 1114
Senate Bill No. 1115

Senate Bill No. 1116
Senate Bill No. 1117
Senate Bill No. 2298
Senate Bill No. 2299
Senate Bill No. 1137

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 1103

Senator Miller moved that Senate Bill No. 1103 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1103—An act to amend Section 9036 of the Business and Professions Code, relating to social workers.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 9036.5 to,".

Amendment No. 2

On page 1, after line 13, insert

"Sec. 2. Section 9036.5 is added to said code, to read:

9036.5. The board shall give written notice to a registrant 30 days in advance of the regular renewal date and shall give written notice by registered mail 90 days in advance of the expiration of the fifth year that a renewal fee has not been paid.

If the renewal fee is not paid for five or more years, the board may require an examination before reinstating a certificate, except that no examination shall be required as a condition for reinstatement if the original certificate was issued without an examination. No examination shall be required for reinstatement if the certificate was forfeited solely by reason of nonpayment of the renewal fee if such nonpayment was for less than five years."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 1104

Senator Miller moved that Senate Bill No. 1104 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1104—An act to amend Section 8803 of the Business and Professions Code, relating to land surveyors.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 8803.5 to,".

Amendment No. 2

On page 1, line 6, strike out ". except that no examination"; and strike out lines 7 and 8, and insert a period.

Amendment No. 3

On page 1, after line 10, insert

"SEC. 2. Section 8803.5 is added to said code, to read:

8803.5. The board shall give written notice to a licensee 30 days in advance of the regular renewal date and shall give written notice by registered mail 90 days in advance of the expiration of the fifth year that a renewal fee has not been paid.

If the renewal fee is not paid for five or more years, the board may require an examination before reinstating the license, except that no examination shall be required as a condition for reinstatement if the original license was issued without an examination. No examination shall be required for reinstatement if the license was forfeited solely by reason of nonpayment of the renewal fee if such nonpayment was for less than five years."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 1112

Senator Miller moved that Senate Bill No. 1112 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1112—An act to amend Section 6796 of the Business and Professions Code, relating to professional engineering.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 6796.5 to,".

Amendment No. 2

On page 1, lines 7 to 9, inclusive, strike out ". except that no examination shall be required as a condition for the reinstatement of any certificate, certification, or authority".

Amendment No. 3

On page 1, after line 16, insert

"SEC. 2. Section 6796.5 is added to said code, to read:

6796.5. The board shall give written notice to every holder of a certificate under this chapter 30 days in advance of the regular renewal date and shall give written notice by registered mail 90 days in advance of the expiration of the fifth year that a renewal fee has not been paid.

If the renewal fee is not paid for five or more years, the board may require an examination before reinstating the certificate, except that no examination shall be

required as a condition for reinstatement if the original certificate was issued without an examination. No examination shall be required for reinstatement if the certificate was forfeited solely by reason of nonpayment of the renewal fee if such nonpayment was for less than five years."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 1113

Senator Miller moved that Senate Bill No. 1113 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1113—An act to amend Section 7437 of the Business and Professions Code, relating to cosmetology.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 7437.5 to,".

Amendment No. 2

On page 1, after line 13, insert

"SEC. 2. Section 7437.5 is added to said code, to read:

7437.5. The board shall give written notice to a licensee 30 days in advance of the regular renewal date and shall give written notice by registered mail 90 days in advance of the expiration of the fifth year that a renewal fee has not been paid.

If the renewal fee is not paid for five or more years, the board may require an examination before reinstating the license, except that no examination shall be required as a condition for reinstatement if the original license was issued without an examination. No examination shall be required for reinstatement if the license was forfeited solely by reason of nonpayment of the renewal fee if such nonpayment was for less than five years."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 1114

Senator Miller moved that Senate Bill No. 1114 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1114—An act to amend Section 7566 of the Business and Professions Code, relating to private detectives.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 7567 to,".

Amendment No. 2

On page 1, lines 9 and 10, strike out "No examination shall be required as a condition for the reinstatement of any forfeited license."

Amendment No. 3

On page 1, after line 13, insert

"Sec. 2. Section 7567 is added to said code, to read:

7567. The board shall give written notice to a licensee 30 days in advance of the regular renewal date and shall give written notice by registered mail 90 days in advance of the expiration of the fifth year that a renewal fee has not been paid.

If the renewal fee is not paid for five or more years, the board may require an examination before reinstating the license, except that no examination shall be required as a condition for reinstatement if the original license was issued without an examination. No examination shall be required for reinstatement if the license was forfeited solely by reason of nonpayment of the renewal fee if such nonpayment was for less than five years."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 1115

Senator Miller moved that Senate Bill No. 1115 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1115—An act to amend Section 7725 of the Business and Professions Code, relating to funeral directors and embalmers.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 7726.5 to,".

Amendment No. 2

On page 1, strike out lines 6 to 10, inclusive.

Amendment No. 3

On page 1, after line 24, insert

"Sec. 2. Section 7726.5 is added to said code, to read:

7726.5. The board shall give written notice to a licensee 30 days in advance of the regular renewal date and shall give written notice by registered mail 90 days in advance of the expiration of the fifth year that a renewal fee has not been paid.

If the renewal fee is not paid for five or more years, the board may require an examination before reinstating the license, except that no examination shall be required as a condition for reinstatement if the original license was issued without an examination. No examination shall be required for reinstatement if the license was forfeited solely by reason of nonpayment of the renewal fee if such nonpayment was for less than five years."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 1116

Senator Miller moved that Senate Bill No. 1116 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1116—An act to amend Section 8591 of the Business and Professions Code, relating to structural pest control.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 7 and 8, of the printed bill, strike out “, except that no examination shall be required”.

Amendment No. 2

On page 1, after line 8, insert

“The board shall give written notice to a licensee 30 days in advance of the regular renewal date and shall give written notice by registered mail 90 days in advance of the expiration of the fifth year that a renewal fee has not been paid.

If the renewal fee is not paid for five or more years, the board may require an examination before reinstating the license, except that no examination shall be required as a condition for reinstatement if the original license was issued without an examination. No examination shall be required for reinstatement if the license was forfeited solely by reason of nonpayment of the renewal fee if such nonpayment was for less than five years.”

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 1117

Senator Miller moved that Senate Bill No. 1117 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1117—An act to amend Section 9731 of the Business and Professions Code, relating to cemetery brokers and salesmen.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after “of”, insert “, and to add Section 9731.5 to,”.

Amendment No. 2

On page 1, lines 13 and 14, strike out “, except the examination requirements”.

Amendment No. 3

On page 1, after line 14, insert

“SEC. 2. Section 9731.5 is added to said code, to read:
9731.5. The board shall give written notice to a licensee 30 days in advance of the regular renewal date and shall give written notice by registered mail 90 days in advance of the expiration of the fifth year that a renewal fee has not been paid.

If the renewal fee is not paid for five or more years, the board may require an examination before reinstating the license, except that no examination shall be required as a condition for reinstatement if the original license was issued without an examination. No examination shall be required for reinstatement if the license was forfeited solely by reason of nonpayment of the renewal fee if such nonpayment was for less than five years.”

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 2298

Senator Miller moved that Senate Bill No. 2298 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2298—An act to add Section 10183 to, and to repeal Section 10182 of the Business and Professions Code, relating to licensing of real property brokers and salesmen.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 and 4, and insert "10183. The board shall give written notice to a licensee 30 days in advance of the regular renewal date and shall give written notice by registered mail 90 days in advance of the expiration of the fifth year that a renewal fee has not been paid.

If the renewal fee is not paid for five or more years, the board may require an examination before reinstating the license, except that no examination shall be required as a condition for reinstatement if the original license was issued without an examination. No examination shall be required for reinstatement if the license was forfeited solely by reason of nonpayment of the renewal fee if such nonpayment was for less than five years."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 2299

Senator Miller moved that Senate Bill No. 2299 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2299—An act to add Section 1679.6 to the Insurance Code, relating to insurance licensees.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 and 4, and insert

"1679.6. The commissioner shall give written notice to a licensee 30 days in advance of the regular renewal date and shall give written notice by registered mail 90 days in advance of the expiration of the fifth year that a renewal fee has not been paid.

If the renewal fee is not paid for five or more years, the commissioner may require an examination before reinstating the license, except that no examination shall be required as a condition for reinstatement if the original license was issued without an examination. No examination shall be required for reinstatement if the license was forfeited solely by reason of nonpayment of the renewal fee if such nonpayment was for less than five years."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 1137

Senator Brown moved that Senate Bill No. 1137 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1137—An act to add Chapter 3 (commencing with Section 17750) to Part 3 of Division 7 of the Business and Professions Code, relating to trading stamps.

Bill read second time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "trading stamps", and insert "the regulation of the issue, sale, gift or other disposition, or use of trading stamps, as herein defined, for or with the sale of tangible personal property or services; providing for the escheat to the State of the redeemable face value of trading stamps not redeemed within a specified period of time; providing for penalties for the violation of this act; and providing remedies for the enforcement of this act".

Amendment No. 2

On page 1, strike out line 7, and insert

"Article 1. General Provisions and Definitions

17750. This chapter shall be known as "The Trading Stamp Act of 1957."

17751. The Legislature hereby declares that the issuance, gift, use, sale or other disposition of trading stamps is affected with the public interest; that the purposes of this chapter are to regulate the issuance, gift, use, sale or other disposition of trading stamps, to protect the public against fraud and deception and against default in the redemption of trading stamps, to foster and encourage fair and open competition and to prevent the realization of excessive profits at the expense of the public by those who are engaged in or responsible for the original issue, gift, use, sale or other disposition of trading stamps which results from the fact that many trading stamps are never produced and surrendered for redemption. This chapter shall be liberally construed so that its beneficial purposes will be achieved.

17752. As used in this chapter:

- (a) "Person" includes firm or corporation.
- (b) The masculine gender includes the feminine and neuter genders.
- (c) "Goods" means and includes any form of tangible personal property.
- (d) "Trading stamps" means and includes any form of stamp, cash discount stamp, coupon, ticket, certificate, card, receipt or any similar device or devices, which is, either directly or indirectly, issued, sold, given or otherwise furnished or delivered by any person to any other person in connection with or as a part of the sale and purchase of any goods or services or which is designed or intended to be used for such purpose and which entitles the purchaser receiving the same with such sale and purchase of goods or services, or the holder thereof, to procure or otherwise receive from any person money goods or any thing of value, free of or without charge, or for less than the face value of such money, or for less than the actual or stated retail market price or value of such goods or thing of value, as the case may be, upon the production or presentation of any number or a stated number of said stamps, cash discount stamps, coupons, tickets, certificates, cards, receipts or other similar devices; but an offer made or endorsed by a manufacturer upon, as a part of or within the original wrapper or container in which goods are sold, of a premium or a reward for the return to the manufacturer of such goods or any dealer in such goods of all or any part of that wrapper or container or any coupon placed in or attached to such wrapper or container is not a trading stamp.

Article 2. Regulations

17755. No person shall issue, give, use, sell or otherwise distribute or furnish, or offer to issue, give, use, sell or otherwise distribute or furnish trading stamps, unless said trading stamps shall have legibly printed or written upon the faces thereof the redeemable value thereof, expressed in cents or fractions of cents, as the case may be. The redeemable value so printed or written upon the face of each trading stamp shall not be less than the actual value of such stamp, as determined by the issuer, for premium redemption purposes. Such printed or written value shall be regarded as the stated value of such stamp for the purposes of this chapter.

17756. Any person who issues, gives, sells or otherwise distributes or furnishes any trading stamp to any merchant or dealer in goods or any supplier of services, shall, upon production thereof, redeem the same either in tangible personal property, or in cash in good and lawful money of the United States of America, at the option of the holder thereof, and any number of such trading stamps shall be so redeemed at the value in cents or fractions of cents printed upon the faces thereof.

and it shall not be necessary for the holder thereof to have or present for redemption any stipulated number of such trading stamps before demand for redemption may be made, if the aggregate stated value of said stamps is not less than one cent.

17757. Any person engaged in any trade, business or calling who gives, distributes, delivers or furnishes to any person dealing with him, in consideration of or in connection with the sale of any tangible personal property, service or output of a service trade, any trading stamp shall, upon the refusal or failure of the person responsible for the original issuance or sale of the same to redeem the same as provided in Section 17756, be liable to the holder thereof for the stated value thereof, and shall, upon presentation, redeem the same either in tangible personal property, or in cash in good and lawful money of the United States of America, at the option of the holder thereof, and in such case any number of such trading stamps shall be so redeemed at the value in cents or fractions of cents printed upon the faces thereof, and it shall not be necessary for the holder thereof to have or present for redemption any stipulated number of such trading stamps before demand for redemption may be made, if the aggregate stated value of said stamps is not less than one cent.

17758. Each person operating a store, office or other place of business at or from which trading stamps are issued, given, used, sold or otherwise disposed of in connection with the sale of tangible personal property, services or the output of a service trade, shall place and maintain, in a conspicuous position in such store or place of business, a clear and legible sign bearing the words "Trading Stamps Not Good If Not Redeemed Within One Year From Printed Date of Issue." All books and other devices furnished for the collection of trading stamps by holders thereof shall also bear or contain a similar statement which shall appear in bold type in a conspicuous place on each such book or other device.

17759. From and after the effective date of this chapter, each trading stamp thereafter issued, given, used, sold or otherwise disposed of within this State which is not presented for redemption and redeemed within one year after its date of issue shall thereupon become unclaimed property and all rights of the holder of such stamp shall revert and belong to the State and the holder of such stamp shall no longer possess or have any rights under or by reason of any such stamp. In order to carry out and enforce the foregoing reversion and escheat provisions, each trading stamp issued, given, used, sold or otherwise disposed of after the effective date of this chapter shall have printed legibly on its face the date of issue (which date shall not be later than the date on which it is issued, given, used, sold or otherwise distributed in, with or for the sale of any goods or services) and the name of this State; and each person who makes or is responsible for the original issue, gift, sale, use or other disposition of trading stamps shall make and maintain records of (a) the trading stamps so issued, given, used, sold or otherwise distributed; (b) the date or dates of their issue; and (c) the trading stamps redeemed by or for them within one year after their date or dates of issue, so that such records will disclose accurately the total number of trading stamps so issued, given, used, sold or otherwise distributed within this State which are not presented for redemption and redeemed within one year after their date or dates of issue.

17760. Each person who makes or is responsible for the original issue, gift, sale, use or other disposition of trading stamps shall file with the State Treasurer, on or before March 15, 1959, a sworn report, in such form as shall be prescribed by the State Treasurer, stating (a) the total number of trading stamps so issued, given, used, sold or otherwise distributed by such person within this State between the effective date of this chapter and December 31, 1958; (b) the total number of trading stamps referred to in clause (a) above which were not presented for redemption and redeemed within one year after their date or dates of issue; (c) the stated value or values of said trading stamps, as imprinted on their faces; and (d) such other information as the State Treasurer may reasonably require for the purpose of determining the number and value of the stamps subject to the reversion and escheat provisions contained in this chapter. Sworn reports in similar form shall be filed by each such person with the State Treasurer annually on or before the fifteenth day of March of each succeeding year for each preceding calendar year; provided, that in those cases in which any person or his predecessor in interest, has filed one or more of the reports provided for in this section, each report after the initial report shall account for and include the total number of trading stamps originally issued, given, used sold or otherwise distributed by such person or his predecessor in interest within the period covered by the last preceding report which were not presented for redemption and redeemed within one year after their date or dates of issue.

17761. At the time of filing the report provided for in Section 17760, the person making such report shall pay to the State Treasurer a sum of money equal to the aggregate stated value of all trading stamps originally issued, given, sold, used or otherwise distributed by such person or his predecessor in interest within or before (but not before the effective date of this chapter) the period for which such report is made, which were not presented for redemption and redeemed within one year after their date or dates of issue, to the extent that liability for the payment to the State Treasurer of the stated value of said unredeemed trading stamps has not

already been satisfied. The State Treasurer shall enforce the collection and recovery of all amounts payable under the provisions of this section by instituting such legal actions and using such process as are prescribed or available for the collection and recovery of any obligation owing or payable to this State. All payments received by the State Treasurer pursuant to this section shall be credited to the General Fund.

17762. Each person required to file the report provided for in Section 17760 shall also file with the State Treasurer, on or before the 15th day of each month, a sworn report, in such form as shall be prescribed by the State Treasurer, stating the total value, as imprinted on their faces, of all trading stamps issued, given, used, sold, or distributed by such person in the preceding calendar month. At the time of filing this report, such person shall pay to the State Treasurer a sum of money equal to five percent (5%) of the total value shown in the report. Payments received by the State Treasurer pursuant to this section shall be held by the State Treasurer until the 15th of March of the year following the year in which such payments are received. At that time, or as soon thereafter as the liability under Section 17761 of such person for the year in which such payments are received can be determined, such payments shall be credited to the General Fund in satisfaction, or partial satisfaction, of that liability. Any excess of such payments over that liability shall be returned to such person, or may, at the option of such person, be retained to offset such liability for future years. The first report required by this section shall be filed on or before the 15th day of the month following the first full calendar month after the effective date of this chapter and shall cover the entire period from the effective date of this chapter until the end of the first full calendar month following that date.

Article 3. Penalties and Enforcement

17770. Any person who, for himself or for another person, violates any of the provisions of this chapter is guilty of a misdemeanor for each single violation and upon conviction thereof shall be punished by a fine of not less than one hundred dollars (\$100) nor more than one thousand dollars (\$1,000) or by imprisonment not exceeding six months or by both said fine and imprisonment. Each separate violation shall be a separate offense and each day of the continuance of such violation shall be deemed a separate offense.

17771. The Attorney General may maintain an action to enjoin a continuance of any act or acts in violation of any provision of this chapter and shall be entitled to recover in such action from the defendant the cost of suit. Upon the third conviction for the violation of any of the provisions of this chapter by any corporation, it shall be the duty of the Attorney General to institute proper suits or quo warranto proceedings in any court of competent jurisdiction for the forfeiture of its charter, rights, franchises or privileges and powers exercised by such corporation and to permanently enjoin it from transacting business in this State. If, in such action, the court finds such corporation has been convicted of not less than three violations of any of the provisions of this chapter, it shall enjoin said corporation from doing business in this State permanently or for such time as the court shall order, or it shall annul the charter or revoke the franchise of such corporation.

Article 4. Constitutionality

17780. If any section, sentence, clause or phrase of this chapter is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this chapter. The Legislature hereby declares that it would have passed this chapter, and each section, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, sentences, clauses or phrases thereof be declared unconstitutional."

Amendment No. 3

On page 1, strike out lines 8 to 28, inclusive; and on page 2, strike out lines 1 to 35, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which were referred:

Senate Bill No. 1733

Senate Joint Resolution No. 13

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 1733

Senator Ed. C. Johnson moved that Senate Bill No. 1733 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1733—An act to amend Sections 8590 and 8594 of, and to add Sections 8590.1, 8590.2 and 8590.3 to the Water Code, relating to the acquisition of real property, or interests therein, by the Reclamation Board and to the management and control or exchange of such real property or interests therein.

Bill read second time.

Motion to Amend

Senator Ed. C. Johnson moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out “, 8590.2 and 8590.3”, and insert “and 8590.2”.

Amendment No. 2

On page 1 strike out lines 1 to 15, inclusive, and insert

“SECTION 1. Section 8590 of the Water Code is amended to read:

8590. The board may do any of the following:

(a) Acquire either within or without the boundaries of the drainage district, by purchase, condemnation or by other lawful means in the name of the drainage district, all lands, rights of way, easements, property or material necessary or requisite for the purpose of bypasses, weirs, cuts, canals, sumps, levees, overflow channels and basins, reservoirs and other flood control works, and other necessary purposes, including drainage purposes.

(b) Construct, clear, and maintain bypasses, levees, canals, sumps, overflow channels and basins, reservoirs and other flood control works.

(c) Construct, maintain, and operate ditches, canals, pumping plants, and other drainage works.

(d) Make contracts in the name of the drainage district to indemnify or compensate any owner of land or other property for any injury or damage caused by the exercise of the powers conferred by this division, or arising out of the use, taking, or damage of any property for any of the purposes of this division.

(e) *Acquire either in fee or in any lesser estate in interest any real property necessary for the purpose of exchanging the same for other real property to be used for rights of way or for the location or relocation of public roads or public utility facilities or structures.*

Amendment No. 3

On page 2, strike out lines 1 to 13, inclusive, and insert

“SEC. 3. Section 8590.2 is added to said code, to read:”.

Amendment No. 4

On page 2, line 14, strike out “8590.3”, and insert “8590.2”.

Amendment No. 5

On page 2, line 22, strike out “SEC. 5”, and insert “SEC. 4”.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

MOTION TO AMEND SENATE JOINT RESOLUTION NO. 13

Senator Ed. C. Johnson moved that Senate Joint Resolution No. 13 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Joint Resolution No. 13—Relative to the study, design and construction of the Park's Bar Dam on the Yuba River.

Resolution read.

Motion to Amend

Senator Ed. C. Johnson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed measure, after "occurred", insert ", much of which was attributable to damage caused by the waters of the Yuba River".

Amendment No. 2

On page 1, strike out lines 8 to 10, inclusive.

Amendment No. 3

On page 1, line 17, strike out "and will prevent excessive flood levels".

Amendment No. 4

On page 1, lines 23 and 24, strike out "proceed immediately with the design and", and insert "take such steps as may be necessary to insure the".

Amendment No. 5

On page 1, lines 24, after "River", insert "at the earliest possible date".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 2751

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2751

Senator Thompson moved that Assembly Bill No. 2751 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2751—An act to add Chapter 7 (commencing at Section 8825) to Part 3, Division 8 of the Health and Safety Code, relating to private cemeteries.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Assembly April 8, 1957, strike out "15", and insert "5".

Amendment No. 2

On page 1, strike out lines 14 and 15, and insert "for the removal of all copings and improvements, and may provide for placement, level with the ground, of all small markings and monuments having a surface of less than 500 square inches, so long as the buried portions contain no engraving."

In the event there has been an authorized burial within the five years preceding the board action, the consent of the person paying for the funeral must be obtained before the taking of any action in accordance with this section."

Amendment No. 3

On page 1, strike out lines 20, 21 and 22, and insert "city or county in which the cemetery is located will remove copings and improvements and provide for the placement, level with the ground, of all small markings and monuments having a surface of less than 500 square inches, so long as the buried portions contain no engraving. Notice shall".

Amendment No. 4

On page 2, strike out lines 8, 9 and 10, and insert "in the notice, the city or county may remove the existing copings and improvements and provide for the placement, level with the ground, of all small markings and monuments having a surface of less than 500 square inches, so long as the buried portions contain no engraving."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairmen of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1912

Senate Bill No. 1913

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 1912

Senator Brown moved that Senate Bill No. 1912 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1912 -An act to amend Sections 25662 and 25663 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title, strike out "amend Section 25622 and 25663 of", and insert "add Section 24045.5 to".

Amendment No. 2

On page 1, strike out line 1, and insert "SECTION 1. Section 24045.5 is added to the Business and Professions Code, to read:

24045.5. Notwithstanding any other provisions of this division, whenever any person has been issued a special license pursuant to Section 24045, deliveries of beer or wine may be made to such person within four days preceding the day for which such special license is issued."

Amendment No. 3

On page 1, strike out lines 2 to 27, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 1913

Senator Brown moved that Senate Bill No. 1913 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1913—An act to amend Sections 25503 and 25612 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Sections 25503 and 25612 of", and insert "add Section 25011 to".

Amendment No. 2

On page 1, strike out line 1, and insert "SECTION 1. Section 25011 is added to the Business and Professions Code, to read:

25011. Notwithstanding the provisions of any fair trade contract, price schedule, or marketing rule, any manufacturer or wholesaler of beer may sell beer at a discount price to his employees."

Amendment No. 3

On page 1, strike out lines 2 to 25, inclusive; and strike out page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 1774

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 1774

Senator Harold T. Johnson moved that Senate Bill No. 1774 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1774—An act to add Sections 5.1, 5.2, 5.3, 5.4, 5.5, 5.6, 13.5, 15, and 16 to, and to amend Sections 5 and 12 of, Chapter 124 of the Statutes of 1955, relating to the holding of winter Olympic games in California, providing for the disposition of facilities after completion of said games, making an appropriation therefor and authorizing eminent domain, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Harold T. Johnson moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 34, of the printed bill, after the period, insert "This power may be exercised only with respect to not more than 200 acres of real property and only within Sections 28, 29, 30, 31, and 32 in Township 16 North, Range 16 East, Mt. Diablo Base and Meridian. No proceedings for condemnation shall be commenced after December 31, 1957, but proceedings commenced prior thereto shall not be affected by this limitation."

Amendment No. 2

On page 2, line 38, strike out "it", and insert "the Director of Finance".

Amendment No. 3

On page 2, line 43, strike out "commission", and insert "Director of Finance shall be filed with the Secretary of State and".

Amendment No. 4

On page 3, line 43, strike out "State", and insert "commission".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Social Welfare**

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 1509

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 1509

Senator Sutton moved that Senate Bill No. 1509 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1509 An act to add Section 2020.002 to the Welfare and Institutions Code, relating to old age assistance.

Bill read second time.

Motion to Amend

Senator Sutton moved the adoption of the following amendment:

Amendment No. 1

In line 1 of the heading of the printed bill, as amended in Senate April 24, 1957, strike out "Ed. C. Johnson,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 2301

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 2301

Senator Hollister moved that Senate Bill No. 2301 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2301—An act to add Section 1573 to the Education Code, relating to the boundaries of school districts.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "heretofore or".

Amendment No. 2

On page 1, lines 7 and 8, strike out "heretofore or".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 1238

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1238

Senator Desmond moved that Assembly Bill No. 1238 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1238—An act to add Article 13, consisting of Sections 31800 to 31814, inclusive, to Chapter 3, Part 3, Division 4, Title 3 of the Government Code, relating to the retirement of employees of local governmental agencies in respect to the integration of old age and survivors insurance coverage with existing local systems, declaring the urgency thereof to take effect immediately.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in Assembly March 25, 1957, strike out the period, and insert "; provided, however, such resolution shall have received prior approval by majority affirmative vote of eligible members employed by the county or district in a referendum conducted in accordance with the provisions of Article 2, Chapter 2, Part 4, Division 5, of Title 2 of this code. Nothing in this article shall be construed as negating or in any way affecting the validity of a referendum vote conducted prior to the enactment of this article, whereby a

majority of members employed by a county or district voted in favor of federal old age and survivors insurance coverage on a purely additive or supplemental basis."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 2613

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

• DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 2613

Senator Hollister moved that Senate Bill No. 2613 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2613—An act to amend Section 25631 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "2 o'clock a.m.", and insert "12 o'clock noon".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 5.56 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, April 30, 1957.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-SEVENTH LEGISLATIVE DAY

SEVENTY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, April 30, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

Stretch forth, O Lord, to us this day, the hand of Thy assistance. Give us all Thy gracious help to perform our duties in a manner pleasing unto Thee. Teach us to look upon justice as our friend and ally—to make secure our life and property—to bring us peace and joy—and to reward with victory those who labor for the unity of mankind under Thy sovereignty. We pray Thee, therefore, to endow us with that serenity which comes from Thee, Who art the wisdom of ages. May we view the position of our fellowman not with anger nor rancor, but with reason and understanding, and confidently take refuge in Thee Who art our eternal faith. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senators Burns and Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Haley of Gustine, John M. Taylor of Sacramento, and George J. Meister of Sacramento.

On request of Senator Cunningham, the privilege of the floor of the Senate Chamber for this day was unanimously extended to his daughter, Renee Cunningham, of San Bernardino.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Norman Cady of Merced.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students from the McClellan Non Commissioned Officers Academy under the supervision of Academy Commandant, T Sgt. Edward A. Skvarla: Michael T. Tillman, Wilbur C. Goss, Clarence W. Boyd, Jr., James C. Hegberg, Maurice A. Murri, Robert DeLeon, James H. Seidel, Norbert J. Prylinski, Norman E. Roberts, Robert G. Balko, Nils J. Johnson, Robert J. McCarver, Paul J. Georguson, David G. Bowder, James C. Overbay, Robert E. McCaskill, Roy S. Matsui, Kaoru Sakamoto, Harold M. Bews, Roger C. Minter, Gerald E. Pressley, James E. Kearns, and Alfred R. Bland.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. John K. Malcomson of Corona del Mar; Mrs. Helen Sackerson, Mrs. Ruth Morgan, Mrs. William Graves, and Mr. Lynn Crawford, all of Santa Ana.

On request of Senator Cunningham, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Herbert Mitchell of San Bernardino.

On request of Senators John F. McCarthy and Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Wes Gudmundson of San Rafael.

On request of Senator Ed. C. Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Roy A. Payne, Mrs. Viola Osterli, Mrs. Dorothy Van Dyke, and the following students from Pleasant Grove Union Elementary School, Pleasant Grove, Sutter County: Curtis Coppin, Roy Davis, Norval Gillespie, Charles Harreld, Patricia Gibson, Robert Koshman, Phillip Morrison, Irma Osterli, David Poston, Clyde Rice, Billy Shell, Joan Talbott, Lorraine Thornton, Walter Trevethan, Harlan Van Dyke, Sharon Van Dyke, and Bonnie Vaughn.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sylvia Beaudry of Los Angeles.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Dana Pence of Los Altos, Mrs. Grace Pence and son, John Ames, of Santa Clara, Mrs. Marion Mansfield of Sacramento and Mr. Walter Miller of Sunnyvale.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Dwight A. Garner, Marilyn Rae Garner, Karen Ann Weather, all of Burlingame, and David L. Klein of New York City.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Phipps, Mrs. Silveria, Mrs. Johnson, Miss Chikasuye, and the following students from Edendale School, San Lorenzo School District: George Banke, Kenneth Butts, Richard Caveness, Roger Coffeen, Richard Conte, Geraldine Crouse, Phyllis Curto, Charlene Davis, Diane Degnan, Konrad Deleersnyder, Allen Evans, Paul Hanshaw, Sharon Harman, Teddy Herrera, Paulette Himenez, Judith Himenia, Jo-Anne Kebrdle, Ernest Kleinschmidt, Darnell Martin, Ann Meri, Oran Neal, Patricia Phillips,

Carolyn Poulton, B. Marilyn Reed, Ruth Roswell, Donald Ryan, Virginia Sazdoff, Sharon Thomson, David Wells, Connie Bellmer, Irma Boyer, Nancy Boyer, Jean Brun, Charles Campbell, Michael Cubillas, Sandra Davis, Eddie Day, Georgeana DeFreze, Leo Gallego, Barry Gillies, Robert Hooper, Nancy Huyter, Edmond Lewis, Richard Lopez, Joyce Lucchesi, Ida Madden, Bryan Makerney, Lana Miller, Mary Ellen Owens, Carol Painter, Cory Paradiso, Harvey Parker, Rufus Perez, Loretta Pfeffer, Frank Relva, Carolyn Rives, Joyce Samuel, Andrea Sylvester, Timothy Thompson, and Roscoe Wilson.

On request of Senators Cunningham and Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Thelma Heinstra of Sacramento and Mrs. James E. Cunningham, wife of Senator Cunningham, from San Bernardino.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. E. Lurena Sischo and Mrs. F. E. Hadley of Merced.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from the Morro Union Elementary School District, Morro Bay: Jiles Boggess, Lloyd Brimhall, Gary Cannon, Kenneth Ennis, Mike Fields, Gordon Harder, Paul Henderson, Wilton Hinely, Robert Johnson, Douglas Jones, Frank Kester, Gary Lindsey, Michael McCay, Harold Montgomery, John Schweble, Alan Thomas, Ray Thomas, Billy Thomas, Bruce Valentine, Barbara Barch, Jeannette Collie, Patricia Cunningham, Judy Evans, Sheryl Gould, Lin Henderson, Phoebe Hicks, Francine Maciel, Nancy Osborne, Sue Patterson, Lynn Persian, Diane Pfahler, Rosalie Randall, Diane Revica, Beverly Schlitz, Margie Schmidt, Beverly Strong, Nancy Thomas, Kathy Ward, and Viola Yost; *adult advisors*—Mr. Wilmar N. Tognazzini, superintendent, Mrs. Betty Hanlon, teacher, Mr. Richard Oliveira, teacher, Mr. Richard Watts, music instructor, and Mrs. Wilmar N. Tognazzini; Mr. Jack Swack, bus driver.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the East Oakland Republican Women's Club: Mrs. Mary Narcisi, Mrs. Frances Roberts, Mrs. Gertrude Patterson, Mrs. Jane Wythe, Mrs. Louise Clough, Mrs. Edna Leland, Mrs. Anna Boxler, Mrs. Helen Culver, Mrs. S. F. Wright, Mrs. J. D. Dozier, Mrs. Renee Grey, Mrs. Tyler, Mrs. Sara Frazier, Mrs. Theresa Smith, Mrs. Ruther Zucher, Mrs. Helen Caton, Mrs. Anita Palermo, Mrs. Mattie Holmes, Mrs. Myrtle Chambers, Mrs. Clara Anderson, Mrs. Archie Cuthbertson, Mrs. Minnie Cuthbertson, Mrs. Minnie Hill, Mrs. Muriel Hutchinson, Mrs. Florence Peyton, Mrs. Olga Wiupper, Mrs. Alice Lindblade, Mrs. Frances Mattock, Mrs. Marie Nelson, Mrs. Ann Forrest, Mrs. W. Mize, Mrs. M. Canevari, Mrs. Alice Reichardt, Mrs. Celestine Brown, Mrs. Florence Bec, Mrs. Eleanor Peters, Mrs. Cora Ebert, Mrs. Irene Matthews, Mrs. Marie Pfanstiel, Mrs. Frances Heiman, Mrs. Beulah Hammer, Mrs. Mildred Anderson, Mrs. W. Sanders, Mrs. Miriam Day, Mrs. Adele Tapley, Mrs. A. S. Parish, Mrs. P. Bonnemort, Mrs. Rachael McRorey, Mrs. Benson, Mrs. Sara Draper, Mrs. Helen Proctor, Mrs. Mary Parker, Mrs. Donna Canny, Mrs. Agnes Peterson, Mrs. Joe

Toone, Mrs. Nora Toone, Mrs. Betty Tudor, Mrs. Margaret White, Mr. S. Glasserman, Mrs. S. Glasserman, and Mrs. Julia Smith.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the League of Women Voters of San Mateo County.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Klein, Mr. Lawrence, Mr. Baylis, and the following students from Pine Grove School, Orinda Union School District: Charles Aberham, Allen Breed, Tom Brooks, Lawrence Burde, Bob Carr, D'ann Christie, Claire Cianciarulo, Cathy Cline, Peggy Coe, Connie Cook, Gretchen Diercks, Joan Eberhart, Janice Fowler, Bruce Fraser, Linda Frederickson, Suzy Gloy, John Googins, Joanne Hall, Mark Haslam, Fred Honnold, Susan Ingram, Jonathan Jensen, Sandra Jones, Richard Miles, Pamela Oakes, Joyce Odenthal, Paul Pfeiffer, Jack Putnam, Dick Stark, Rozlynn Starkman, David Stillson, Melinda Thompson, Ellen Van Hooris, Donna Walker, Karen Weatherbe, Robin Wilson, Kay Newlin, Jasper Allara, Richard Anderson, Joyce Bailey, Bob Boles, Chris Borrie, Virginia Brunk, Sue Campbell, Rob Christenson, Marilyn Clarke, Alton Clough, Charlene Doxie, Chris Dunn, Susan Dunshee, John Drath, Joyce Fagliano, Suanne Geandrot, Barbara Hamburg, Robert Harper, Natalie Hartanov, Fred Haughton, Bill Hilger, Roger Hoyer, Anthony Hudson, Danley Huston, Rick Layne, Rob McLeod, Sharen Nelsen, Patricia O'Connor, Carl Ogden, Sheri Pardini, Jean Radonich, Bob Rochester, Nancy Schmidt, Dillon Seefield, Kathy Stafford, John Walker, Kathleen Darley, Linda Bargones, Kathy Bellinger, Bill Caldwell, Pat Camfield, Bill Chew, Randy Corsi, Carolyn Coursen, Darrell Courtright, Penelope Curtis, Mary Louise Diercks, Tom Ferguson, Jim Gibbs, James Gilwee, Peter Ginsburg, Don Granberg, Dick Guthrie, Carol Harmon, Virginia Harper, Marlene Hickman, Dianne Kirsten, Dick Lyman, Benny McCready, Jan Miller, John Nutt, Carol Pedersen, Charles Pfeifer, Janet Rote, Donnette Rutherford, Cherie Sharp, Wendy Shuey, Sue Ann Skaggs, Sharon Steward, Randy Thaman, Jim Twomey, Bob Welch, Bonnie Willes, and Shelby Weitz.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Russell McLean of Santa Ana.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Maude Hoaglin Lyberger of Whittier.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Richard Bohlander of El Centro.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

Report of Secretary

SENATE, CALIFORNIA LEGISLATURE, April 30, 1957

*Hon. Hugh M. Burns, President pro Tempore
State Senate*

DEAR SENATOR BURNS: Reference to the Histories elicits the fact that up to the conclusion of yesterday's business, we had disposed of 747 Senate measures and 284 Assembly measures, for a total of 1,031 to date.

We have 30 days left, if we do not meet on Saturdays or Sundays or Memorial Day (May 30th). If we are to do as much business this session as we did two years ago, we have 1,368 measures yet to act upon, which means that we must anticipate an average of 45 roll calls per day upon the passage of Senate and Assembly measures from now until the last day of the session in addition to roll calls on concurrence in Assembly amendments, adoption of urgency clauses and adoption of conference committee reports.

Respectfully submitted,

J. A. BEEK, Secretary of the Senate

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 326

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, April 30, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 140
Assembly Bill No. 465
Assembly Bill No. 611
Assembly Bill No. 1015
Assembly Bill No. 1016
Assembly Bill No. 1017
Assembly Bill No. 1018
Assembly Bill No. 1109
Assembly Bill No. 1154
Assembly Bill No. 1157
Assembly Bill No. 1227
Assembly Bill No. 1441
Assembly Bill No. 1859

Assembly Bill No. 1941
Assembly Bill No. 2054
Assembly Bill No. 2170
Assembly Bill No. 2248
Assembly Bill No. 2448
Assembly Bill No. 2456
Assembly Bill No. 2457
Assembly Bill No. 2492
Assembly Bill No. 2889
Assembly Bill No. 3060
Assembly Bill No. 3667
Assembly Bill No. 3996

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 140—An act to amend Section 13674 of the Education Code, relating to leaves of absence.

Referred to Committee on Education.

Assembly Bill No. 465—An act to add Section 32130.5 to the Health and Safety Code, relating to hospital districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 611—An act to add Section 2391.6 to the Business and Professions Code, relating to unprofessional conduct by physicians and surgeons.

Referred to Committee on Business and Professions.

Assembly Bill No. 1015—An act to amend Section 2300 of the Health and Safety Code, relating to mosquito abatement districts.

Referred to Committee on Local Government.

Assembly Bill No. 1016—An act to repeal Section 2313 of the Health and Safety Code, relating to mosquito abatement districts.

Referred to Committee on Local Government.

Assembly Bill No. 1017—An act to repeal Section 2314 of the Health and Safety Code, relating to mosquito abatement districts.

Referred to Committee on Local Government.

Assembly Bill No. 1018—An act to amend Section 2206 of the Health and Safety Code, relating to mosquito abatement districts.

Referred to Committee on Local Government.

Assembly Bill No. 1109—An act to amend Section 6358 of the Education Code, relating to maximum tax rates of school districts.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1154—An act to amend Sections 2842, 2843, 2851, and 2866 of the Business and Professions Code, relating to vocational nursing.

Referred to Committee on Business and Professions.

Assembly Bill No. 1157—An act to amend Sections 633, 641 and 662 of the Welfare and Institutions Code, relating to the management of juvenile halls.

Referred to Committee on Judiciary.

Assembly Bill No. 1227—An act to amend Section 45 of the Elections Code, relating to petitions.

Referred to Committee on Elections.

Assembly Bill No. 1441—An act to add Section 4662 to the Corporations Code, relating to the winding up and dissolution of public utility corporations.

Referred to Committee on Public Utilities.

Assembly Bill No. 1859—An act to amend Section 5356 of the Public Resources Code, relating to municipal park improvement district bond proceedings.

Referred to Committee on Local Government.

Assembly Bill No. 1941—An act to add Section 22131.1 to the Education Code, relating to the term of office and the status of the county librarian in counties which have adopted an ordinance under the County Civil Service Enabling Law.

Referred to Committee on Local Government.

Assembly Bill No. 2054—An act to add Sections 2712.5 and 2713.5 to the Business and Professions Code, relating to proceedings of the Board of Nurse Examiners of the State of California.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2170—An act to amend Sections 413, 414, 415, 418.3, 420 and 422.6 of the Vehicle Code, relating to proof of ability to respond in damages.

Referred to Committee on Transportation.

Assembly Bill No. 2248—An act to amend Section 2540 of the Elections Code, relating to the qualification requirements for political parties.

Referred to Committee on Elections.

Assembly Bill No. 2448—An act to amend Section 701 of the Welfare and Institutions Code, relating to the freeing of persons from the custody and control of parents.

Referred to Committee on Judiciary.

Assembly Bill No. 2456—An act to amend Section 2354.1 of the Welfare and Institutions Code, relating to life care contracts.

Referred to Committee on Social Welfare.

Assembly Bill No. 2457—An act to add Section 2359.1 to the Welfare and Institutions Code, relating to care contracts.

Referred to Committee on Social Welfare.

Assembly Bill No. 2492—An act to amend Section 5050.9 of the Welfare and Institutions Code, relating to mental illness.

Referred to Committee on Judiciary.

Assembly Bill No. 2389—An act to add Section 25450.41 to the Government Code, relating to county work.

Referred to Committee on Local Government.

Assembly Bill No. 3060—An act to add Section Sections 7026.3 and 7026.5 to the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Assembly Bill No. 3067—An act to add Section 65.1 to the Drainage District Act of 1903 (Ch. 238, Stats. 1903), relating to drainage districts.

Referred to Committee on Local Government.

Assembly Bill No. 3996—An act to add Chapter 2.6, commencing with Section 4260, to Part 2, Division 5 of the Health and Safety Code, relating to garbage and refuse dumps.

Referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 199
Senate Bill No. 285
Senate Bill No. 291
Senate Bill No. 830
Senate Bill No. 831
Senate Bill No. 832
Senate Bill No. 1315
Senate Bill No. 1462

Senate Bill No. 1471
Senate Bill No. 1634
Senate Bill No. 2014
Senate Bill No. 2063
Senate Bill No. 2623
Senate Joint Resolution No. 33
Senate Concurrent Resolution No. 104
Senate Constitutional Amendment No. 29

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2045

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 378

Senate Bill No. 2259

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 803

Senate Bill No. 1182

Senate Joint Resolution No. 16

Senate Concurrent Resolution No. 24

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1308

Senate Bill No. 2410

Senate Bill No. 2435

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 100 -Relating to the observance of National Secretaries' Week;

Senate Concurrent Resolution No. 106 -Approving certain amendments to the charter of the City of Ocala, a municipal corporation in the County of Alachua, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the sixteenth day of April, 1957;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the thirtieth day of April, 1957, at 5 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 821 -An act to amend Sections 1678, 1712, 1720.1 and 1841 of the Insurance Code, relating to insurance licensing fees;

And reports that the same has been correctly enrolled, and presented to the Governor on the thirtieth day of April, 1957, at 4.30 p.m.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 1643

Assembly Bill No. 19

Assembly Bill No. 27

Assembly Bill No. 970

Assembly Bill No. 1479

Assembly Bill No. 2222

Assembly Bill No. 3256

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 164

Senate Bill No. 864

Senate Bill No. 2260

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Assembly Bill No. 1152

Assembly Bill No. 2165

Assembly Bill No. 1481

Assembly Bill No. 3850

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Bill No. 2580

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BURNS, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Assembly Bill No. 3007

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BUSCH, Vice Chairman

Above reported bill ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Senate Bill No. 2446

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 154

Senate Bill No. 1615

Senate Bill No. 228

Senate Bill No. 1873

Senate Bill No. 261

Senate Bill No. 2076

Senate Bill No. 519

Senate Bill No. 2609

Senate Bill No. 867

Assembly Bill No. 2418

Senate Bill No. 1565

Assembly Bill No. 2661

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 152

Senate Bill No. 65

Senate Bill No. 157

Senate Bill No. 1240

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DONNELLY, Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 61

Senate Bill No. 66

Senate Bill No. 62

Senate Bill No. 2492

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 858

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Labor

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Labor, to which were referred:

Senate Bill No. 1165

Senate Bill No. 2333

Assembly Bill No. 1806

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MONTGOMERY, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Assembly Bill No. 3277

Assembly Bill No. 3914

Assembly Bill No. 3315

Assembly Bill No. 3976

Assembly Bill No. 3489

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Assembly Bill No. 122

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: Your Committee on Local Government, to which were referred:

Senate Bill No. 1572

Assembly Bill No. 2807

Assembly Bill No. 947

Assembly Bill No. 2938

Assembly Bill No. 2320

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: Your Committee on Local Government, to which were referred:

Senate Bill No. 43	Assembly Bill No. 1718
Senate Bill No. 168	Assembly Bill No. 1722
Senate Bill No. 316	Assembly Bill No. 1750
Senate Bill No. 317	Assembly Bill No. 1838
Senate Bill No. 762	Assembly Bill No. 2321
Senate Bill No. 764	Assembly Bill No. 2558
Senate Bill No. 765	Assembly Bill No. 2567
Senate Bill No. 895	Assembly Bill No. 2576
Senate Bill No. 2656	Assembly Bill No. 2750
Assembly Bill No. 469	Assembly Bill No. 2803
Assembly Bill No. 608	Assembly Bill No. 2805
Assembly Bill No. 1495	Assembly Bill No. 3033
Assembly Bill No. 1716	Assembly Bill No. 3276

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Arnold:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 817 of the Public Utilities Code, relating to regulation of public utilities.

Respectfully submitted.

SENATOR STANLEY ARNOLD

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 30, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Public Utilities.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—None.**INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS**

The following bill was introduced, and read the first time:

Senate Bill No. 2664: By Senator Arnold—An act to amend Section 817 of the Public Utilities Code, relating to regulation of public utilities.

Referred to Committee on Public Utilities.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Brown:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act making an appropriation for the claim of the Owens Valley Unified School District against the State of California.

Respectfully submitted.

SENATOR BROWN

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 30, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Finance.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cokey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bill was introduced, and read the first time:

Senate Bill No. 2665: By Senator Brown—An act making an appropriation for the claim of the Owens Valley Unified School District against the State of California.

Referred to Committee on Finance.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Dolwig:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Article 10 (commencing at Section 428.1) to Chapter 2, Part 1, Division 1, of the Health and Safety Code, relating to treatment of cancer, and making an appropriation.

Respectfully submitted.

SENATOR RICHARD J. DOLWIG

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 30, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Public Health and Safety.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was introduced, and read the first time:

Senate Bill No. 2666: By Senator Dolwig (co-author by Senators Richards, Kraft, Regan, Beard, Teale, Miller, Hollister, Short, John F. McCarthy, Robert I. McCarthy, Byrne, Farr, Brown, Busch, Christensen, Dorsey, Burns, Cobey, Gibson, Abshire, Collier, McBride, Coombs, Williams, Harold T. Johnson, Sutton, and Cunningham)—An act to add Article 10 (commencing at Section 428.1) to Chapter 2, Part 1, Division 1, of the Health and Safety Code, relating to treatment of cancer, and making an appropriation.

Referred to Committee on Public Health and Safety.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Sutton:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 3791.4 to the Revenue and Taxation Code, relating to the purchase of tax-deeded or tax-sold property held in trust for public park purposes, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted.

SENATOR LOUIS G. SUTTON

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 30, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Revenue and Taxation.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—35.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was introduced, and read the first time:

Senate Bill No. 2667: By Senator Sutton—An act to add Section 3791.4 to the Revenue and Taxation Code, relating to the purchase of

tax-deeded or tax-sold property held in trust for public park purposes, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

CONSIDERATION OF DAILY FILE MOTIONS TO RECONSIDER

Senate Bill No. 426—An act regulating the activities of the Department of Fish and Game, relating to fish and game.

Motion to Reconsider Waived

Senator Gibson waived his motion to reconsider the vote whereby Senate Bill No. 426 was passed.

Senate Bill No. 426 ordered transmitted to the Assembly.

Senate Bill No. 1218—An act to amend Section 488 and to repeal Section 488.5 of the Vehicle Code, relating to accident reports.

Request for Unanimous Consent

Senator Miller asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Senate Bill No. 1218 was refused passage, continued to the next legislative day.

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 78—An act to amend Section 929 of the Fish and Game Code, and Section 8665 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to the taking of fish.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 78?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 4, 1957, after the comma, insert "and Section 8665 of the Fish and Game Code as proposed by Assembly Bill No. 616,".

Amendment No. 2

On page 1, after line 8, insert

"SEC. 2. Section 8665 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

8665. In District 118.5, nets may not be used within one-half nautical mile radius of any pier or dock, *except that in the portion of this district lying northerly of Point Arguilla lampara or round haul nets having no rings along the lead line or any method of pursuing the bottom of the net may be used within not less than 750 feet of any pier or dock.*

SEC. 3. Section 2 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Section 929 of the Fish and Game Code adopted in 1933, is repealed."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 78 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Echart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—33.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 1400—An act to amend Section 28135 of the Government Code, and to amend Section 455 of the Education Code, relating to compensation for public service.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 1400?

Amendment No. 1

(Adopted April 10, 1957)

On page 2 of the printed bill, as amended in Senate March 15, 1957, strike out lines 3 and 4.

Amendment No. 1

(Adopted April 15, 1957)

On page 1, lines 6 and 7, of the printed bill, as amended in Assembly April 10, 1957, strike out "five thousand four hundred dollars (\$5,400)", and insert "six thousand six hundred dollars (\$6,600)".

Amendment No. 2

On page 1, line 10, strike out "five thousand four hundred", and insert "ten thousand two hundred".

Amendment No. 3

On page 1, strike out line 11, and insert "dollars (\$10,200) a year. He shall devote full time to the duties of district attorney and shall not engage in private practice of law during his term of office."

Amendment No. 4

On page 1, strike out lines 12 and 13, and insert

"(c) Each supervisor, for Districts 1 and 5, four thousand eight hundred dollars (\$4,800) a year, effective January 1, 1959, and each supervisor, for Districts 2, 3, and 4, four thousand eight hundred dollars (\$4,800) a year, effective January 1, 1961, and ten cents (\$0.10) for each mile neces-".

Amendment No. 5

On page 1, between lines 19 and 20, insert

"In the event the constitutional restriction on increases in salaries to incumbent county officers is removed, or if, in any other manner, it becomes legally permissible to pay increased salaries to incumbent officers, the effective dates herein provided shall be disregarded and the salaries provided in this subdivision shall become effective immediately on the removal of the prohibition.

The incumbent supervisors shall receive three thousand six hundred dollars (\$3,600) per year until such time as the increased salaries of this section become effective."

The roll was called, and the Senate Concurred in Assembly amendments to Senate Bill No. 1400 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—33.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Concurrent Resolution No. 68—Relative to the establishment of a specially designed industrial plant for the physically handicapped.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Concurrent Resolution No. 68?

Amendment No. 1

On page 2, line 30 of the printed measure, strike out the period, and insert "and other similar plans including the local Goodwill Industries."

The roll was called, and the Senate concurred in Assembly amendment to Senate Concurrent Resolution No. 68 by the following vote:

AYES—Senators Abshire, Beard, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Regan, Sutton, and Thompson—26.

NOES—None.

Above resolution ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 248—An act to add Chapter 1.5 (comprising Section 328) to Division 3 of the Agricultural Code, relating to the sale of livestock.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Senate April 23, 1957, strike out "bovine animals", and insert "livestock".

Amendment No. 2

On page 1, line 12, after "slaughter", insert "immediate or otherwise".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2188—An act to add Section 2713 to the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read second time, ordered engrossed, and to third reading

Senate Bill No. 245—An act making an appropriation for community mental health services.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2335—An act making an appropriation for the construction of a building for use of the Division of Farm and Home Purchases of the Department of Veterans Affairs, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 244—An act to add Division 8 to the Welfare and Institutions Code, relating to community mental health services.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 2, lines 6 and 7, of the printed bill, as amended in Senate April 25, 1957, strike out "or court commitment under existing law", and insert "and only on the basis of clinic care and treatment".

Amendment No. 2

On page 2, line 51, strike out "Any board member may be removed by the governing"; strike out all of line 52; and on page 3, strike out lines 1 to 3, inclusive.

Amendment No. 3

On page 4, line 44, after the period, insert "The State shall reimburse the county, city, or health district for the entire cost of caring for so-called state homeless persons."

Amendment No. 4

On page 4, lines 47 and 48, strike out "unable to obtain private care", and insert "who meet the eligibility requirements of their county hospital".

Amendment No. 5

On page 5, line 1, strike out "unable to obtain private care", and insert "who meet the eligibility requirements of their county hospital".

Amendment No. 6

On page 5, line 4, strike out "unable to obtain such services privately", and insert "who meet the eligibility requirements of their county hospital".

Amendment No. 7

On page 5, lines 20 and 21, strike out " , of which one shall be subsection (d) above".

Amendment No. 8

On page 5, line 49, after "services", insert "one-half of".

Amendment No. 9

On page 6, line 40, after "days", insert " , except in cases where a state hospital refuses or is unable to accept the patient after the completion of such 90-day period".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 201—An act to amend Section 6001 of, and to add Sections 6008, 6008.1, 6008.2, 6008.3, 6008.4, and 6008.5 to, the Business and Professions Code, relating to the powers and properties of the State Bar of California, a public corporation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 394—An act to amend Section 24001 of, and to add Section 27550.1 to, the Government Code, relating to qualifications of county surveyors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 855—An act to amend Sections 969a, 969c, and 3024 of the Penal Code, relating to minimum terms of imprisonment.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1798—An act to amend Section 1106 of the Penal Code, relating to special agents of the Bureau of Criminal Identification and Investigation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2315—An act to amend Section 1300.19 of the Agricultural Code, relating to the administration and enforcement of marketing orders and marketing agreements.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1510—An act to add Title 11 to Part 2 of the Code of Civil Procedure, relating to releases from and contribution among joint tortfeasors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 23, of the printed bill, strike out "judgment tortfeasor", and insert "tortfeasor judgment debtor".

Amendment No. 2

On page 1, line 26, strike out "judgment tortfeasor", and insert "tortfeasor judgment debtor".

Amendment No. 3

On page 1, after line 28, insert
"(g) This title shall not impair the right of a plaintiff to satisfy a judgment in full as against any tortfeasor judgment debtor."

Amendment No. 4

On page 2, line 1, strike out "judgment tortfeasor", and insert "tortfeasor judgment debtor".

Amendment No. 5

On page 2, line 5, after "tort", insert "of one of them or".

Amendment No. 6

On page 2, line 8, after "release", insert ", dismissal with or without prejudice,".

Amendment No. 7

On page 2, line 9, strike out "to one of two or more persons liable", and insert "before verdict or judgment to one or more of a number of tortfeasors claimed to be liable".

Amendment No. 8

On page 2, line 19, strike out "judgment tortfeasor", and insert "tortfeasor judgment debtor".

Amendment No. 9

On page 2, line 19, strike out "judgment tortfeasors", and insert "tortfeasor judgment debtors".

Amendment No. 10

On page 2, line 32, strike out "80.", and insert "880."

Amendment No. 11

On page 2, line 32, strike out "actions", and insert "action".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2208 An act to add Section 1202.5 to the Public Utilities Code, relating to crossings and intersections of railroads and state highways.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In the first line of the title of the printed bill, as amended in Senate March 28, 1957, after "Code," insert "and to amend Section 189 of, and to add Sections 190 and 191 to, the Streets and Highways Code,".

Amendment No. 2

In the second line of the title, strike out "State".

Amendment No. 3

On page 1, line 6, strike out "the"; and in line 7, strike out "State, in proceedings involving state highways", and insert "public agencies, in proceedings".

Amendment No. 4

On page 1, line 11, strike out "the State", and insert "a public agency".

Amendment No. 5

On page 1, line 15, strike out "State", and insert "public agency".

Amendment No. 6

On page 1, line 18, strike out "the State", and insert "a public agency".

Amendment No. 7

On page 2, line 9, strike out "State", and insert "public agency or agencies applying for authorization to construct such grade separation."

Amendment No. 8

On page 2, strike out line 18; and in line 19, strike out "remainder thereof", and insert "presence of the highway facilities, against the public agency or agencies having jurisdiction over the highway or highways necessarily concerned in the project, and the remainder thereof".

Amendment No. 9

On page 2, line 27, strike out "State", and insert "public agency or agencies applying for authorization to alter or reconstruct such grade separation".

Amendment No. 10

On page 2, line 32, strike out "State", and insert "public agency or agencies involved".

Amendment No. 11

On page 3, line 2, strike out "State", and insert "public agency or agencies having jurisdiction over the highway or highways necessarily concerned in the project".

Amendment No. 12

On page 3, line 5, after "railroads", insert "or two or more public agencies,".

Amendment No. 13

On page 3, line 8, after "roads", insert "or said public agencies, or both,".

Amendment No. 14

On page 3, line 11, strike out "the State", and insert "public agencies,".

Amendment No. 15

On page 3, line 20, strike out "the State", and insert "public agencies".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 16

On page 3, after line 24, insert

"Sec. 2. Section 189 of the Streets and Highways Code is amended to read:

189. [All State Highway Fund money which is allocated to and available for expenditure upon state highways in County Group No. 1 shall be subject to the appropriations therefrom made by Chapters 5 and 9 of the Statutes of 1933.] On or before the first day of each year the Public Utilities Commission shall establish and furnish to the Department of Public Works a list of crossings at grade of city streets or county roads and the tracks of any railroad corporation or corporations in the order of priority which in the judgment of the commission justifies the elimination of the crossing at grade by the erection or construction of separation structures. The commission shall include in such listing only such crossings which in its judgment are most urgently in need of separation, taking into consideration the possibility of financing the same under the provisions of this code.

SEC. 3. Section 190 is added to the Streets and Highways Code, to read:

190. In each annual budget report prepared by the commission and the department under Section 143.1 of this code, commencing with the 1958-59 Fiscal Year, the sum of five million dollars (\$5,000,000) shall be set aside for allocations to grade separation projects on county roads or city streets as provided in Sections 189-191, inclusive, of this code. An allocation shall be made of one-half of the estimated cost, after deducting therefrom any contribution to be made by the railroad corporations involved, towards any project which qualifies therefor under the provisions of said sections, except that in no event shall allocations in any one fiscal year in excess of a total of five million dollars (\$5,000,000) be made. An allocation shall be made only when the affected local agency furnishes evidence to the department that all necessary orders of the Public Utilities Commission have been obtained, that all necessary agreements with affected railroad or railroads have been executed, that sufficient funds from the local agency are available and that all other matters prerequisite to awarding the construction contract within a period of six months have been or can be taken care of within that time. In the event, after an allocation has been made, the construction contract has not been awarded within

one year, the commission may order the allocation canceled and the funds allocated shall revert to the State Highway Fund for use on state highways.

The department and the commission may make allocations from a succeeding fiscal year's sum of five million dollars (\$5,000,000) on and after January 1st preceding the beginning of such fiscal year. Engineering costs expended by a local agency prior to an allocation of funds for a project shall be included in the total cost thereof, even though expended prior to an allocation of state funds.

The department and the commission may revert as of October 1st of each fiscal year any unallocated amount from the annual sum of five million dollars (\$5,000,000) for that fiscal year.

Such project may be constructed by the local agency concerned, or, by agreement between the local agency and the department, the department may acquire the necessary rights of way in the name of the local agency, execute agreements with railroad corporations, present necessary applications to the Public Utilities Commission and perform all other acts to complete the project. Construction work by the department shall be subject to the State Contract Act. Agreements between the department and local agencies are authorized relative to the handling and accounting of funds, including the making of advancements thereof so as to permit prompt payment for the work accomplished, and relative to any other phase of the work.

In the event the actual cost is less than that estimated, the allocation shall be reduced accordingly. If the actual cost exceeds that estimated, the allocation may be increased proportionately by the department and the commission, from the funds made available for the current or subsequent fiscal years. If more projects comply with the requirements hereof in a single year than can be financed from the sum of five million dollars (\$5,000,000), allocations shall be made only to those highest on the priority list submitted by the Public Utilities Commission. Allocations to specific projects by the department shall remain available until expended.

SEC. 4. Section 191 is added to the Streets and Highways Code, to read:

191. Allocations for specific projects shall be deemed expenditures within the county in which the project is situated for the purpose of compliance by the department and the commission with Sections 188 and 188.4 in the same manner as if such allocations had been expenditures upon state highways in that county."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 393—An act to amend Section 1038 of the Agricultural Code, relating to agricultural mineral sales.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Senate April 15, 1957, strike out "agricultural", and insert "agricultural".

Amendment No. 2

On page 1, line 8, strike out "until", and insert "to and including".

Amendment No. 3

On page 1, line 10, after "to", insert "and including".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 593—An act to amend Sections 2184 and 2185 of the Civil Code, relating to the obligation of common carriers to provide vehicles and seats.

Bill read second time, and ordered to third reading.

Assembly Bill No. 109—An act to add Section 426 to the Government Code, relating to the State Motto.

Bill read second time, and ordered to third reading.

Assembly Bill No. 616—An act to repeal and re-enact the Fish and Game Code, and include therein codification of Chapter 1447, Statutes of 1947, and to repeal Chapter 1447 of the Statutes of 1947, relating to fish and game, and making an appropriation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 311—An act to add Section 20987 to the Government Code, relating to the State Employees' Retirement System and the compulsory age for retirement thereunder, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Assembly April 12, 1957, after "to", insert "state".

Amendment No. 2

On page 1, line 5, strike out "employees", and insert "members".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 248—An act to amend Section 1881 of the Code of Civil Procedure and Section 1322 of the Penal Code and to add Section 1882 to the Code of Civil Procedure, relating to the testimonial privilege of married persons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Senate April 23, 1957, after "wife", insert "; or in a hearing to determine the mental competency or condition of either husband or wife".

Amendment No. 2

On page 2, line 52, after "spouse", insert "without the consent of the spouse".

Amendment No. 3

On page 2, line 52, after "except", insert a colon.

Amendment No. 4

On page 3, lines 2 and 3, strike out "in an incompetency proceeding involving", and insert

- "(a) A civil action or proceeding by one spouse against the other;
- (b) A hearing to determine the mental competency or condition of".

Amendment No. 5

On page 3, line 3, after "spouse", insert a semicolon.

Amendment No. 6

On page 3, line 3, strike out "or in a", and insert "(c) A".

Amendment No. 7

On page 3, line 9, after "spouse", insert "without the consent of both".

Amendment No. 8

On page 3, line 15, strike out the final "s" on "Sections".

Amendment No. 9

On page 3, line 15, strike out "and", and insert "or".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 189—An act to amend Sections 161, 5251, and 5258 of the Welfare and Institutions Code, relating to eligibility for admittance into mental institutions.

Bill read second time, and ordered to third reading.

Assembly Bill No. 250—An act to amend Sections 201.5 and 661 of the Probate Code and Section 13555 of the Revenue and Taxation Code, and to add Sections 201.6, 201.7, and 201.8 to the Probate Code and Sections 13552.5, 13554.5, and 13556.5 to the Revenue and Taxation Code, relating to the right of a surviving spouse in noncommunity property.

Bill read second time, and ordered to third reading.

Assembly Bill No. 502—An act to amend Section 778 of the Welfare and Institutions Code, relating to juvenile court proceedings to declare persons free from the custody and control of their parents.

Bill read second time, and ordered to third reading.

Assembly Bill No. 503—An act to amend Section 409 of the Water Code, relating to publication of notice of intention to engage in rain-making operations.

Bill read second time, and ordered to third reading.

Assembly Bill No. 504—An act to amend Section 1134 of the Probate Code, relating to trusts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 505—An act to amend Section 772 of the Probate Code, relating to sales of estate property.

Bill read second time, and ordered to third reading.

Assembly Bill No. 506—An act to amend Section 6021 of the Government Code, relating to the publication of notice of hearing of application for order establishing newspaper as one of general circulation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 509—An act to amend Section 1208.66 of the Code of Civil Procedure, relating to liens on aircraft.

Bill read second time, and ordered to third reading.

Assembly Bill No. 511—An act to amend Section 3440.1 of the Civil Code, relating to the transfer, sale or assignment of stock in trade, in bulk.

Bill read second time, and ordered to third reading.

Assembly Bill No. 512—An act to amend Section 1861a of the Civil Code, relating to liens of keepers of furnished apartment houses, furnished apartments, furnished cottages, or furnished bungalow courts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 513—An act to amend Section 1861 of the Civil Code, relating to liens of keepers of hotels, inns, boarding houses and lodging houses.

Bill read second time, and ordered to third reading.

Assembly Bill No. 514—An act to amend Section 1858.56 of the Civil Code, relating to liens of warehousemen.

Bill read second time, and ordered to third reading.

Assembly Bill No. 709—An act to add Section 384 to the Penal Code, relating to emergency use of party telephone lines.

Bill read second time, and ordered to third reading.

Assembly Bill No. 844—An act to amend Section 5503.5 of the Welfare and Institutions Code, relating to the procedure for the commitment of sexual psychopaths.

Bill read second time, and ordered to third reading.

Assembly Bill No. 845—An act to amend Section 5517 of the Welfare and Institutions Code, relating to sexual psychopaths.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1280—An act to amend Sections 26855.2 and 26855.3 of the Government Code, relating to fees of county clerks.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1616—An act to add Section 189 to the Vehicle Code, relating to repossession of vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2223—An act to amend the heading of Chapter 5b, Title 3, Part 2 of, and Sections 853.1, 853.2, 853.3, and 853.4 of, the Penal Code, relating to proceedings in violation of county, city or city and county ordinances.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3295—An act to add Section 10206.1 to the Corporations Code, relating to nonprofit and charitable and eleemosynary corporations.

Bill read second time, and ordered to third reading.

MOTION TO BE EXCUSED

At 3.25 p.m., Senator Richards moved that he be excused to attend an Assembly committee.

Motion carried.

President pro Tempore of the Senate Presiding

At 3.28 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

MOTION TO BE EXCUSED

At 3.30 p.m., Senator Kraft moved that he be excused to attend an Assembly committee.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS****Motion to Retain Place on File**

Senator Collier moved that Senate Bill No. 1173 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Cobey moved that Senate Bill No. 1995 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 2259—An act to add Section 18370 to Article 5, Chapter 4, Part 2, Division 13, Health and Safety Code, relating to plumbing and electrical equipment in trailer coaches.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 943—An act to add Section 218.1 to the Vehicle Code, relating to highway user taxes and fees and the powers of the Reciprocity Commission to enter in reciprocal agreements and arrangements in respect thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Murdy, Regan, Sutton, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Motion to Retain Place on File

Senator Abshire moved that Senate Bill No. 2228 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Richards moved that Senate Constitutional Amendment No. 7 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Collier moved that Senate Concurrent Resolution No. 70 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Abshire moved that Senate Bills Nos. 73 and 79 be passed on file and retain their places on file.

Motion carried.

Senate Bill No. 1576—An act to amend Sections 25457 and 25463 of the Government Code, relating to county contracts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Montgomery, Murdy, Sutton, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Motion to Retain Place on File

Senator Abshire moved that Senate Bill No. 74 be passed on file and retain its place on file.

Motion carried.

Senator Breed Presiding

At 3.42 p.m., Senator Arthur H. Breed, Jr. of the Sixteenth District, presiding.

Senate Bill No. 1247—An act to amend Section 19682 of the Government Code, relating to penalties for violations of the State Civil Service Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Montgomery, Murdy, Richards, Sutton, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1723—An act to amend Section 11730, to repeal Section 11730x and to add Sections 11732.2, 11732.3, 11732.4, and 11732.5, to the Insurance Code, relating to rate supervision of workmen's compensation insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Montgomery, Murdy, Sutton, Teale, Thompson, and Williams—30.

NOES—Senators Beard and Byrne—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 285—An act to amend Section 9727 of, and to add Sections 9626.5, 9727.1, and 9727.2 to, the Business and Professions Code, relating to the Cemetery Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Sutton, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 291—An act to amend Section 8955 of, and to add Sections 8956 and 8957 to, the Business and Professions Code, relating to yacht and ship brokers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Teale, Thompson, and Williams—33.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 830—An act to amend Sections 21719 and 21883 of the Business and Professions Code, relating to disposition of fees collected.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4.05 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Bill No. 831—An act to amend Section 12505 of the Business and Professions Code, relating to weighing and measuring instruments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 832—An act to amend Section 12514 of the Business and Professions Code, relating to scalers of weights and measures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1182—An act to amend Sections 9604, 9605, 9677, 9685, 9700, 9701, 9715, 9751, 9752, 9753, 9754, 9755, 9756, 9757, 9757.5, 9759, 9760, 9761, 9762, 9763, 9764, and 9765 of the Business and Professions Code, relating to cemeteries, including, but not limited to, the regulation of cemetery brokers and salesmen and cemetery authorities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Richards, Sutton, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1315—An act to amend Section 4057 of the Business and Professions Code, respecting drugs salable by grocers, etc.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1634—An act to amend Section 6500 of the Business and Professions Code, relating to barbers.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 23, of the printed bill, as amended in Senate April 15, 1957, strike out "Examiners", and insert "Standards".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2014—An act to repeal Section 4060 of the Business and Professions Code, relating to pharmacy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2045—An act to amend Section 6560 of the Business and Professions Code, relating to the practice of barbering.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—30.

NOES—Senators Donnelly, Dorsey, Grunsky, and Murdy—4.

Bill ordered transmitted to the Assembly.

Senator Murdy Presiding

At 4.25 p.m., Senator John A. Murdy, Jr. of the Thirty-fifth District, presiding.

Senate Bill No. 2063—An act to add Article 3.5 (commencing with Section 9547) to Chapter 18 of Division 3 of the Business and Professions Code, relating to the regulation of the dry cleaning industry.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 199—An act to amend Section 1300.17 of the Agricultural Code, relating to marketing orders.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1471—An act to add Chapter 18 (commencing at Section 5000) of Division 6 of the Agricultural Code, relating to cattle, beef, and beef products, including programs for stimulating the use of beef and beef products, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Byrne, Christensen, Cobey, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Short, Sutton, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1462—An act to amend Section 211 of the Agricultural Code, relating to agriculture.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride,

John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 803—An act to amend Sections 377.3, 377.5, 377.6 and 1115 of the Agricultural Code, relating to poultry meat.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2435—An act to add 25101.1 to, and to amend Section 25101 of, the Revenue and Taxation Code, relating to state taxes.

Bill read third time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 29, 1957, after "add", insert "Section".

Amendment No. 2

On page 1, line 9, strike out "said code", and insert "the Revenue and Taxation Code".

Amendment No. 3

On page 2, line 12, strike out "the", and insert "The".

Amendment No. 4

On page 2, line 18, after "year", insert "beginning".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2410—An act to amend Sections 17208 and 24349 of, to repeal Section 17209 of, and to add Sections 17209, 17210, 17211, 17212, 17213, 24350, 24351, 24352, 24353, and 24354 to, the Revenue and Taxation Code, relating to bank and corporation and personal income taxes.

Bill read third time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, as amended in Senate April 29, 1957, strike out "17210, 17211, 17212, 17213", and insert "17209.2, 17209.4, 17209.6, 17209.8".

Amendment No. 2

On page 2, line 19, strike out "17210", and insert "17209.2".

Amendment No. 3

On page 2, line 20, strike out "17210", and insert "17209.2".

Amendment No. 4

On page 2, line 35, strike out "17211", and insert "17209.4".

Amendment No. 5

On page 2, line 36, strike out "17211", and insert "17209.4".

Amendment No. 6

On page 2, line 36, strike out "17210", and insert "17209.2".

Amendment No. 7

On page 2, line 42, strike out "17212", and insert "17209.6".

Amendment No. 8

On page 2, line 43, strike out "17212", and insert "17209.6".

Amendment No. 9

On page 2, line 48, strike out "17213", and insert "17209.8".

Amendment No. 10

On page 2, line 49, strike out "17213", and insert "17209.8".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Concurrent Resolution No. 104—Relative to the impact area of the Oroville Dam.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Joint Resolution No. 33—Relative to state representation on the Airspace Subcommittee of the National Airspace Committee.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Dolwig, Dorsey, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 34—Relative to the creation of the Joint Judiciary Committee on Administration of Justice.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Dolwig, Dorsey, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Regan, Richards, Short, Teale, and Thompson—27.

NOES—Senators Desmond, Donnelly, and Sutton—3.

Resolution ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 3081—An act to add Sections 870, 871, 872, 873, and 874 to the Fish and Game Code, and add Sections 8220, 8221, 8222,

8223, and 8224 to the Fish and Game Code as proposed by Assembly Bill No. 616, relating to commercial fishing, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Christensen.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1062—An act to add Section 5005.1 to the Public Resources Code, relating to the Division of Beaches and Parks.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1273—An act to amend Section 12977 of the Insurance Code, relating to insurance.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1275—An act to amend Section 11750.3 of the Insurance Code, relating to workmen's compensation rating organizations.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 358—An act to amend Sections 1227, 1228, 1413, 1414, 1415, and 1416 of the Financial Code, relating to loans by banks.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1248—An act to amend Sections 14202, 14406 and 14803, and to repeal Section 15403 of the Financial Code, relating to credit unions.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 4014—An act to add Article 1a, commencing with Section 10440, to Chapter 5, of Part 2, Division 2 of the Insurance Code, relating to the regulation of the internal affairs of mutual insurers.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3101—An act to amend Section 4204 of the Agricultural Code, relating to the marketing of fluid milk and fluid cream.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3102—An act to amend and renumber Section 4364 of, and to add Section 4249 to, the Agricultural Code, relating to the marketing of fluid milk and fluid cream.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2700—An act to amend Section 14906 of, and to repeal Sections 14895, 14896 and 14907 of, the Health and Safety Code, relating to weed abatement.

Bill read third time, and presented by Senator Cunningham.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3703—An act to add Section 3212.6 to the Labor Code, relating to workmen's compensation.

Bill read third time, and presented by Senator John F. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

President of the Senate Presiding

At 5.35 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were introduced, and read:

Senate Concurrent Resolution No. 108: By Senators Gibson and John F. McCarthy—Relative to bridging of Montezuma Slough.

Referred to Committee on Fish and Game.

Senate Constitutional Amendment No. 39: By Senators Collier, Miller, Beard, Short, Arnold, Brown, Montgomery, John F. McCarthy, McBride, Gibson, Thompson, Hollister, Burns, Farr, Dolwig, Desmond, Christensen, Kraft, Dorsey, Cunningham, Coombs, Teale, Harold T. Johnson, Ed. C. Johnson, Erhart, Berry, Byrne, and Busch—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending the fifth paragraph of Section 22 of Article XX thereof, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Concurrent Resolution No. 109: By Senator Short—Relative to the Investigation of the Mokelumne, Stanislaus, and Calaveras river watersheds.

Referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 2569

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2569

Senator Richards moved that Senate Bill No. 2569 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2569—An act to add Chapter 1.7 (commencing at Section 24160) to Division 20 of the Health and Safety Code, relating to control of air pollution.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 5, line 26, of the printed bill, as amended in Senate April 18, 1957, strike out "10 members, at", and insert "the Board of Directors of the Bay Area Air Pollution Control District, who shall serve ex officio."

Amendment No. 2

On page 5, strike out lines 27 and 28.

Amendment No. 3

On page 5, line 36, after "and", insert ", except ex officio members,".

Amendment No. 4

On page 5, line 42, after "board" and before "is", insert ", except an ex officio member,".

Amendment No. 5

On page 3, line 17, after "local", insert "public".

Amendment No. 6

On page 5, line 11, strike out "at least".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Elections

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Chairman of the Committee on Elections, to which was referred:

Senate Bill No. 1571

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILLWORTH, Chairman

MOTION TO AMEND SENATE BILL NO. 1571

Senator Abshire moved that Senate Bill No. 1571 be amended and re-referred to Committee on Elections.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1571—An act to amend Sections 7015 and 7846 of the Elections Code, relating to the canvass of ballots.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 7 and 8, of the printed bill, strike out "segregated by political parties and shall be".

Amendment No. 2

On page 1, line 10, after the period, insert "In the case of a primary election, the unrejected ballots shall also be segregated on the basis of political parties prior to placing them in one pile."

Amendment No. 3

On page 1, line 18, strike out "shall be segregated by political parties and".

Amendment No. 4

On page 1, line 20, after the period, insert "In the case of a primary election, the unrejected ballots shall also be segregated on the basis of political parties prior to placing them in one pile."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

REPORTS OF STANDING COMMITTEES**Committee on Elections**

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Chairman of the Committee on Elections, to which was referred:

Senate Bill No. 1612

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND SENATE BILL NO. 1612

Senator Short moved that Senate Bill No. 1612 be amended and re-referred to Committee on Elections.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1612—An act to amend Sections 2572, 2601 and to add Section 2601.5 and to amend Section 2602, of Chapter 2, Division 5, and to add Chapter 6 to Division 7 of the Elections Code, relating to state contributions for political campaigns.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 3 of the printed bill, strike out lines 34 and 35, and insert "I hereby declare that I ----- filed a party candidate's bond as provided by Section 2601.5."

Amendment No. 2

On page 4, strike out lines 3 to 8, inclusive, and insert

"2601.5. Party candidates for party nomination to the offices of state (and district) offices, congressional offices, or legislative offices, who make application to the State Controller for a state contribution as provided in Chapter 6 of Division 7 of the Elections Code, shall first file a bond with the State Controller which shall be known as the party candidate's bond. The party candidate's bond shall be a bond equal in amount to one-half the amount for which application is made, payable to the State of California, and conditioned upon the party candidate for the party nomination polling at least twenty-five percent (25%) of the total popular vote cast in that primary election for the party nomination sought by the party candidate. The party candidate's bond shall be forfeit to the State in the event said candidate fails to poll twenty-five percent (25%) of the total popular vote cast in that primary election for the party nomination sought by the party candidate. To be eligible to receive a state contribution as provided in Chapter 6 of Division 7 of the Elections Code, party candidates for party nomination shall be required to file the party candidate's bond prior to the candidate's personal declaration of candidacy."

Amendment No. 3

On page 4, between lines 37 and 38, insert

"5400.5. In the month of May of the even-numbered years upon receipt of the written application of a party candidate for party nomination, who has complied with Sections 2601 and 2601.5 of the Elections Code, the State Controller shall draw his warrant in favor of the party candidate for party nomination in an amount equal to ten cents (\$.10) times the number of voters certified by the county clerks (registrar of voters) in the current primary Statement of Registration as eligible to vote for the candidates for the party nomination for the office sought by the party candidate. No such warrant shall be issued to a party candidate for party nomination who is not registered as affiliated with the party for which the party candidate is a declared candidate for the party nomination. Party candidates for party nomination may file a written application with the State Controller for the state contribution provided in this chapter only if they have first filed a party candidate's bond as required by Section 2601.5 of the Elections Code."

Amendment No. 4

On page 4, line 38, strike out "During the month of July", and insert "On or before May 1st".

Amendment No. 5

On page 4, line 41, strike out "as of January 1st of that year".

Amendment No. 6

On page 5, line 22, after the period, insert "No such warrant shall be issued to a party nominee until the State Controller is in receipt of a written application by the nominee requesting the issuance of the warrant."

Amendment No. 7

On page 5, line 33, after the period, insert "Any unexpended moneys received by party candidates for party nomination pursuant to this chapter shall be returned to the General Fund in the State Treasury by the party candidate within 30 days from the date of the primary election."

Amendment No. 8

On page 5, after line 46, insert

"5407.5. Within 30 days after the primary election each party candidate in receipt of a warrant from the State Controller shall file with the Secretary of State an audit of the expenditure of the money received by the party candidate, such audit to be made and certified by a certified public accountant."

Amendment No. 9

On page 6, strike out lines 4 to 9, inclusive, and insert

"5409. The provisions of this chapter shall apply only to major political parties and their party candidates' committees. As used in this chapter the term "major political party" means only those political parties which have registered as affiliated therewith at least 10 per cent of the total number of persons registered as affiliated with all political parties qualified for participation in the current primary election in the State."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 1824

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 1824

Senator Cobey moved that Senate Bill No. 1824 be amended and re-referred to **Committee on Judiciary**.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1824—An act to add Section 1248c to the Code of Civil Procedure, relating to evidence in condemnation proceedings.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, after "reasonable", insert " , well informed".

Amendment No. 2

On page 1, line 11, strike out "sold, the", and insert "recently sold, the current".

Amendment No. 3

On page 1, strike out lines 12 and 13, and insert "cost of, functionally or otherwise, replacing the condemnee's property and, if income producing property, the income potential of the property based in part upon its recent income history."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 2503

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 2503

Senator Murdy moved that Senate Bill No. 2503 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2503—An act declaring portions of the lands granted to the County of Orange by an act entitled "An act granting certain tidelands and submerged lands of the State of California to the County of Orange in said State upon certain trusts and conditions," approved May 25, 1919, as amended, which have been and which may be hereafter improved, filled, and reclaimed, unavailable and unuseful

for navigation, commerce, and fisheries, and excluding such portions from use for navigation, commerce, and fisheries, and providing that such portions may be irrevocably alienated and conveyed free of public use and trust by the said county to the owner or owners of uplands contiguous thereto, or otherwise sold as herein provided.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

In line 10 of the title of the printed bill, after "portions", insert ", and other portions of the lands granted by said act".

Amendment No. 2

In line 12 of the title, after "thereto," insert "exchanged,".

Amendment No. 3

On page 3, after line 11, insert

"SEC. 6. The County of Orange may irrevocably alienate and convey free of any public uses and trusts any of the lands heretofore granted to such county by the act cited in Section 1, in exchange for lands located in the area commonly known as Upper Newport Bay, upon a finding by the State Lands Commission that the lands to be exchanged are no longer useful for navigation, commerce, and fishing and that the lands to be received in exchange are at least of equal value thereto. The lands received by the county in exchange shall be used by the county only for purposes of state-wide interest."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 995

Senate Bill No. 2416

Senate Bill No. 2415

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 995

Senator Richards moved that Senate Bill No. 995 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 995—An act to amend Section 2020 of, and to repeal Section 2025 of, the Welfare and Institutions Code, relating to old age assistance.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 11, 1957, strike out "Section 2020 of, and to repeal Section 2025", and insert "Sections 2020 and 2025".

Amendment No. 2

On page 1, line 3, strike out "(a)".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, between lines 3 and 4, insert "which any applicant shall be entitled shall be, when added to the income (including the value of currently used resources, but excepting casual income and inconsequential resources) of the applicant from all other sources, [eighty-five dollars (\$85)] *eighty-nine dollars (\$89)* per month. If, however, in any case it is found the actual need of an applicant exceeds [eighty-five dollars (\$85)] *eighty-nine dollars (\$89)* per month, such applicant shall be entitled to receive aid in an amount, not to exceed [eighty-five dollars (\$85)] *eighty-nine dollars (\$89)* per month, which when added to his income (including the value of currently used resources, but excepting casual income and inconsequential resources) from all other sources, shall equal his actual need.

The State Department of Social Welfare may provide by rule that any change in grant for an amount of two dollars (\$2) or less may be delayed for not more than two months beyond the month in which the recipient reported the change in circumstances."

Amendment No. 4

On page 1, strike out lines 4 to 23, inclusive.

Amendment No. 5

On page 2, strike out lines 1 to 15, inclusive, and insert

"SEC. 2. Section 2025 of said code is amended to read:

2025. Increase or Decrease of Federal Contributions: Change in Amount of Aid: Maximum and Minimum: Legislative Intent. If, when, and during such times as the United States Government increases or decreases its contributions in assistance of the aged in this State above or below the amount being paid on May 1, 1955, or above or below the amount payable as a result of any such increase or decrease, the amount of the grant of aid provided for in this article shall be increased or decreased by an amount equal to such increase or decrease by the United States Government, but in no event shall the total aid granted under this chapter be more than [ninety dollars (\$90)] *one hundred dollars (\$100)* nor less than [seventy-five dollars (\$75)] *eighty-nine dollars (\$89)* per month. It is the intent of the Legislature that any change in contributions by the United States Government, whether increase or decrease, shall result in a corresponding change in the amount of this grant, within the limits established by this section.

It is also the intent of the Legislature that should the Federal Government require that any increase in assistance to the aged in this State granted by it after May 1, 1955, be considered necessary to meet medical or health needs of the applicant or recipient, such increase shall be considered necessary to meet such medical or health needs."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

MOTION TO AMEND SENATE BILL NO. 2416

Senator Busch moved that Senate Bill No. 2416 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2416—An act to add Sections 2163.3, 3047.22, and 3447.2 to the Welfare and Institutions Code, relating to gifts to applicants for or recipients of public assistance.

Bill read second time.

Motion to Amend

Senator Busch moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "1521.3".

Amendment No. 2

On page 1, between lines 11 and 12, insert

"This section shall not apply to gifts of money received by a recipient at regular recurring intervals, which from past experience may be reasonably expected to be continued in the future."

Amendment No. 3

On page 1, between lines 21 and 22 insert

"This section shall not apply to gifts of money received by a recipient at regular recurring intervals, which from past experience may be reasonably expected to be continued in the future."

Amendment No. 4

On page 2, after line 5, insert

"This section shall not apply to gifts of money received by a recipient at regular recurring intervals, which from past experience may be reasonably expected to be continued in the future."

SEC. 4. Section 1521.3 is added to said code, to read:

1521.3. For the purposes of this chapter gifts of money received by an applicant or recipient shall be deemed personal property to the extent that the amounts received do not cause the value of the personal property holdings of the applicant or recipient to exceed the amount prescribed in Section 1521 of this code. In the event that the amounts received cause the personal property holdings of the applicant or recipient to exceed the amount prescribed in Section 1521, the excess shall be considered income to the applicant or recipient.

This section shall not apply to gifts of money received by a recipient at regular recurring intervals, which from past experience may be reasonably expected to be continued in the future."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

MOTION TO AMEND SENATE BILL NO. 2415

Senator Busch moved that Senate Bill No. 2415 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2415—An act to amend Sections 1550, 2180.5, and 3082 of the Welfare and Institutions Code, relating to the administration of public assistance.

Bill read second time.

Motion to Amend

Senator Busch moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 20, of the printed bill, strike out "30", and insert "45".

Amendment No. 2

On page 1, line 23, strike out "thirtieth", and insert "forty-fifth".

Amendment No. 3

On page 1, strike out line 24, and insert

"The county, at the time of receiving an application for aid, shall inquire into the financial condition of the applicant, and if it finds the applicant to be in dire".

Amendment No. 4

On page 2, line 20, strike out "30", and insert "45".

Amendment No. 5

On page 2, line 23, strike out "thirtieth", and insert "forty-fifth".

Amendment No. 6

On page 2, strike out line 24, and insert

"The county, at the time of receiving an application for aid, shall inquire into the financial condition of the applicant, and if it finds the applicant to be in dire".

Amendment No. 7

On page 2, line 42, strike out "30", and insert "45".

Amendment No. 8

On page 2, line 45, strike out "thirtieth", and insert "forty-fifth".

Amendment No. 9

On page 2, strike out line 46, and insert

"The county, at the time of receiving an application for aid, shall inquire into the financial condition of the applicant, and if it finds the applicant to be in dire".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 363

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 363

Senator Dorsey moved that Senate Bill No. 363 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 363—An act to amend Section 411 of the Education Code, relating to compensation for public service in counties of the eleventh class.

Bill read second time.

Motion to Amend

Senator Dorsey moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 411 of the Education Code", and insert "Section 70045.6 of the Government Code".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 7, inclusive, and insert

"SECTION 1. Section 70045.6 of the Government Code is amended to read:

70045.6. In a county with a population of over 220,000 and under 230,000, each regular reporter shall be paid an annual salary of [six thousand dollars (\$6,000)] *seven thousand two hundred dollars (\$7,200)*, and each pro tempore official reporter shall be paid twenty-five dollars (\$25) a day for the days he actually is on duty under order of the court. In such a county the fee required by Section 70053 shall be five dollars (\$5)."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Joint Resolution No. 13

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE JOINT RESOLUTION NO. 13

Senator Ed. C. Johnson moved that Senate Joint Resolution No. 13 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Joint Resolution No. 13—Relative to the study, design and construction of the Park's Bar Dam on the Yuba River.

Resolution read.

Motion to Amend

Senator Ed. C. Johnson moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 26, of the printed measure, as amended in Senate April 29, 1957, after "Dam", insert "or dams at suitable alternative sites".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Labor**

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:

Senate Bill No. 1772

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 1772

Senator Collier moved that Senate Bill No. 1772 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1772—An act to add Section 7614 to the Public Utilities Code, relating to equipment of railroads.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 7 and 8, of the printed bill, as amended in Senate April 22, 1957, strike out " , or chemical type toilet facilities".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 2653

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HAROLD T. JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2653

Senator Hollister moved that Senate Bill No. 2653 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2653—An act making an appropriation for the study, acquisition, development, and interpretation of the historic Santa Barbara Presidio.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "making an appropriation for the study, acquisition, development, and interpretation", and insert "providing for a study of the feasibility of the acquisition and development".

Amendment No. 2

In line 3 of the title, after "Presidio", insert "as part of the State Park System".

Amendment No. 3

On page 1, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. The Division of Beaches and Parks of the Department of Natural Resources shall conduct a study of the feasibility of the acquisition and development of the Santa Barbara Presidio as part of the State Park System. The division shall report to the Legislature with respect to such study at the commencement of the 1959 Regular Session of the Legislature."

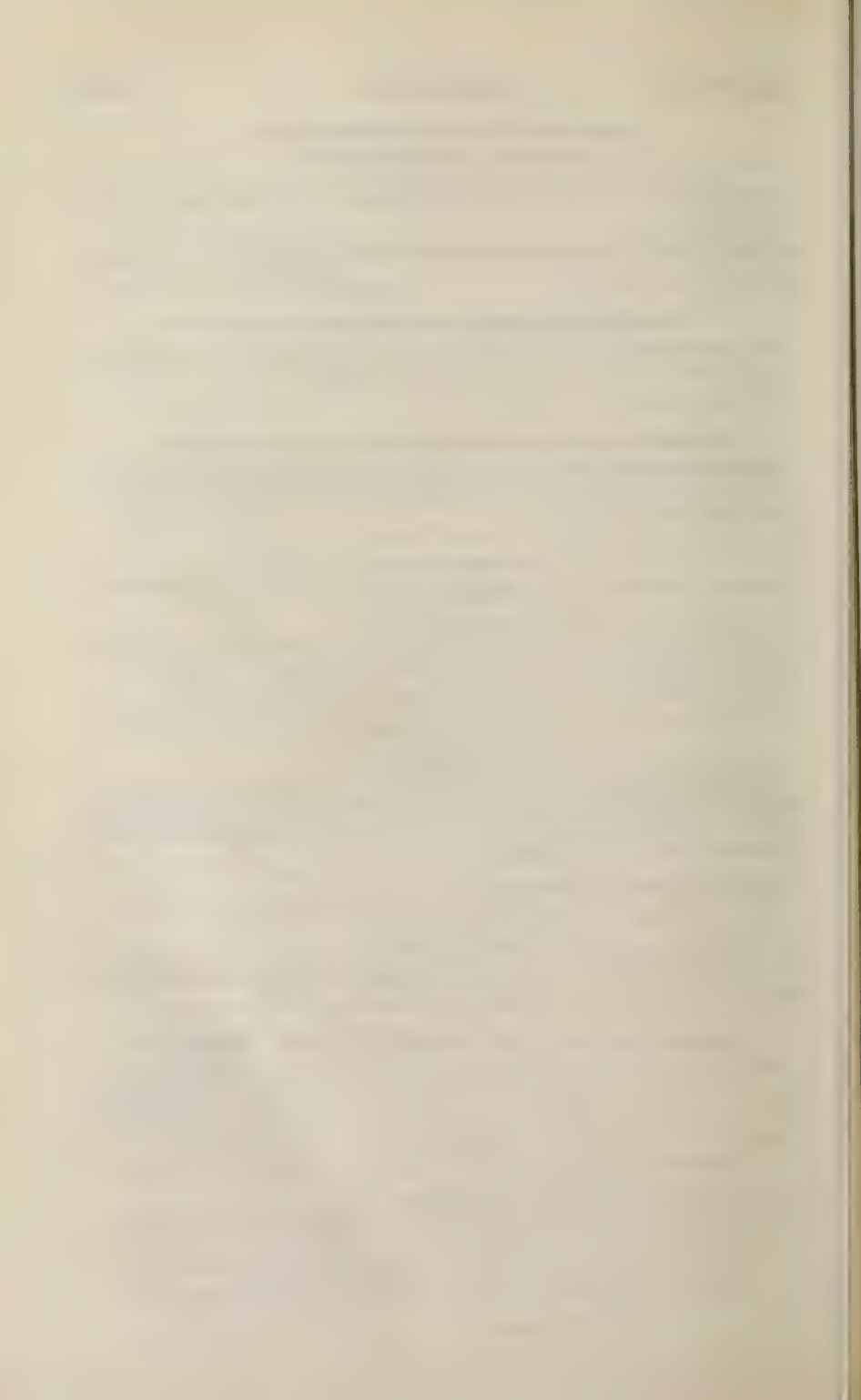
Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

ADJOURNMENT

At 5.40 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, May 1, 1957.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-EIGHTH LEGISLATIVE DAY

SEVENTY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, May 1, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O heavenly Father, guide us whom Thou hast placed in this high position of authority under Thy protection and grant that we may ever be alert to our responsibilities. In Thy hands and no other, can we find that knowledge so necessary for the progress of both our national, state, and civic life. Guide, guard, and elevate these, Thy chosen Legislators and give unto them the aid of Thy heavenly grace that they may, in the fulfillment of their duties carry out Thy will. Make them, we pray Thee, fitting examples of that leadership so necessary in this day and age so that they may not become self satisfied and self reliant, but rather more dependent upon Thee and Thy goodness. Look kindly upon our Senators, so that the wounds and scars of life which appear at times may be removed and that in Thee they may in grateful submission conform themselves more and more to the fulfillment of Thy will. Be Thou ever propitious to their shortcomings and bless them for their good deeds.—AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Dorsey, on motion of Senator Burns, due to legislative business.

Senator Williams, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senators Breed and Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to

Fred W. Griesinger of Arcadia, J. Mortimer Clark of San Francisco, Edward L. Callahan of San Marino, and Charles H. Brown of Pasadena.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Louis Spinetti, Sr., of Jackson.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. A. J. "Tony" Gosselin of Eureka.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Arthur Wiebe and the following students from Immanuel Academy of Reedley: Wayne Brandt, Elaine Braun, Virginia Croissant, John Dahl, Ernest Doerksen, Ruth Eitzen, Eugene Enns, Rosalie Ens, Junior Fleming, Marilyn J. Friesen, Verna Friesen, Larry Harms, Rachel Heinrichs, Carol Hofer, Kenneth Kliever, Carol Krause, Donna Kroeker, Lee Roy Kroeker, Leo Langhofer, Kenneth Lansidel, Esther Martens, Tina Mierau, Doris Neufeld, Kenneth Nikkel, Barbara Penner, Darlene Penner, Ruby Penner, Vic Penner, Dorothy Schellenberg, Robert Suderman, Violet Thiesen, Jerraline Toews, Carl Wall, George Wall, and Kenneth Wall.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mildred Kruse, Pleasanton; Mrs. Dagmar Fulton, Pleasanton; Mrs. Jean Daun, Pleasanton; Mrs. Peggy Ann Dixon, Pleasanton; Mrs. Beatrice Silva, Sunol; Mrs. Mildred Jancik, San Lorenzo; Mrs. Susie Terrell, Hayward; Mrs. Evelyn Silva, Hayward; Mrs. Mabel Davilla, San Leandro; Mrs. Mildred Bergman, Hayward; Mrs. Frances Simon, San Leandro; Mrs. Lillian Johnstone, Livermore; Mrs. Ozeta Burson, Livermore; and Mrs. Florence Fagundes, Livermore.

On request of Senator Abshire, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Hattie Rowan, Mrs. Evelyn Peoples, Mrs. Ruth Riddell, Principal Eleanor Miller, and the following students from Dunham School, Petaluma, Sonoma County: Kathlin Hampton, Deborah Lipton, Patricia Moser, Elaine Peoples, Lora Lee Prevette, Gaylee Shuey, Billy Stroud, David Thornton, Diana Grace, Ronald Chandler, Shirley Klohr, Lynn Petersen, Walter Riddell, Donald Grace, Chris Iversen, Marc Lipton, Dennis Peoples, Melvin Petersen, Clifford Chandler, Joe Courrier, Mona Graham, Charlene Hampton, Robert Moser, Sandy Riddell, Linda Smithers, Irene Turner, Vicki Barlow, Paula Elwell, Charles Graham, Emily Milden, Donald Petersen, Pamela Shuey, Danny Sumigawa, Sharon Chandler, Jimmy Courrier, Tom Graham, Rosmary Klohr, Claudia Moser, and Valerie Turner.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mayers, Mr. Brantley, Mrs. Lill, Mr. Raffanti, Mr. Gordon, and the following students from Edendale School, San Lorenzo School District:

Joyce Boone, Clara Durrett, Larry Ecclesfield, Brenda Ehr Gott, John Frey, Joan Garcia, Doral Gilles, Elizabeth Hanson, Scott Higgins,

Joseph Huff, Warren Hunting, Gary Jones, William Jones, Bart Kinsey, Stephen Kizer, Paul Knudson, Jean Maryatt, Susan Moisieva, Kathleen Norris, Sue-Ellen Nystrom, Maynard Oistad, Ruth Otterson, Paul Samorano, Gary Sanchez, Robert Searle, Diann Slothawer, Roger Sullivan, Leroy Thompson, Joyce Tomoff, Teresa Vaquera, Herman Van Sickle, Lillian Wahl, Nancy White, Laurann Adecock, Ellen Allen, Joseph Allen, Genie Barnett, Kenneth Bauer, Gary Brumfield, Eileen Casino, Dennis Cox, Louise Craig, Geraldine Duarte, Dianne Falasca, Joseph Garcia, Patricia Gouvia, Shirley Havener, Jane Hayden, Joyce Higgins, Carol Korupp, Marilyn McIntire, John Moretto, Mary Morgado, James Nunes, Judy Pacheco, John Rittenhouse, Sharron Smith, Joan Stearns, Michael Terry, Robert Tyler, Melvin Upton, James Webb, Thomas Kelley and Dennis Rodgers.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students and adults from Shiloh School, Modesto: *students*—Jim Amador, Beverly Bernard, James Cearley, Merle Daniels, James Dehoven, Walter Durrer, Lee Ehrler, Mike Ehrler, Marcelina Fernandes, Donald Gardner, Frances Henriques, Jim Honeycutt, Linda Hughey, Monte Johnson, Larry Maxfield, Dionisios Mihelis, Marilyn Mitchell, Richard Olson, Robert Olson, Patsy Orr, Ruth Ott, Clifford Savage, Kathleen Silva, Rose Silva, Leroy Wheaton, Gene Williams, Kenneth Williams, Neal LaBounty, Ann Lyons, Sue Lyons, and Danny Silveira; *adults*—Mrs. Rose Olson, Mrs. Mary Silva, Mrs. Orr, Mrs. Seiarini, Mrs. Mitchell, and Mr. Guptill, teacher.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Carl Swanson of Merced.

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Stanley Tibbs of Berkeley.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to James Balopulos and Ernest Genovesi of South San Francisco.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of St. Ives Law Club, University of San Francisco: Robert Gadas, Chancellor, James MacGuire, Robert Sullivan, James Cara, William Machi, Robert Ferrera, John Wollstein, and Rev. James Menard.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Fred W. Griesinger of Arcadia, Mrs. J. Mortimer Clark of San Francisco, Mrs. Edward L. Callahan of San Marino, Mrs. H. Jackson Pontius of Pasadena, and Mrs. Walter Kaitz of Hayward.

On request of Senator John F. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Principal James R. Jordan, Mr. Clinton Ansley, Mr. George Stratton, Mrs. Ruth Williams, and the following students from Adeline E. Kent School, Kentfield: Gloria Jean Ahrens, Charlene Marie Bland, Leona Faye Clem, Robert Duncan Cain, Lynn Carol Duplisea, Elizabeth Elna

Farr, John Joseph Grange, Thomas R. Galli, Thomas Michael Kearns, Joan Downing Levensaler, Herbert John Magruder, Nancy Sue Ninnis, Gary Arthur Nilsen, Rand Emil Paoletti, Kathleen Florence Poganski, Thomas Robert Peterson, Peter Christian Stock, Daniel Upham Smith, John Michael Spencer, Keith Richard von Borstel, Terrill Lester Wade, Dennis McClure Watson, Michael Walter Wilsey, Christopher John Ahearn, Robin Elizabeth Beck, Linda Carole Billings, Carlene Conradi, Carolyn Francis Cooley, Roger Towne Dickson, Dennis Merle Duff, Bonnie Katherine Gilbert, George Francis Girot, Jr., Linda Mary Haines, Anne Gabrielle Hermann, Carole Lynn Hogrefe, Nancy Ruth Llewellyn, Ronald Robert McAninch, Victor Alfred Massagli, Susanne Aileen Matteson, Andrea Joseph Minutoli, Robin Dell Richards, John Eldor Sailer, Jeffrey Robert Skov, Eric John Southmayd, Alfred Dino Vollandri, Lyle Deane Williams, Peter Bishop Allen, Sondra Katherine Archer, Richard Lenn Aregger, Richard Charles Boss, Richard Ralph Brear, Paul Cutler Burgess, Boys William Cahill, Richard McNab Chambers, Paula Thompson Daly, Robert Leonard Daniels, Sharon Joy Dower, Gail Anne Duplisea, Marilee Debra Ellis, William Charles Fuetsch, Nadine Claire Jenkinson, Walter Hart Joseph, Peter Judson Mackby, Christina Joy Mills, Lawrence John Nilsen, David Burton Paynter, Russell Samuel Rodgers, Juan Jose Carlos Rodrigo, Marjean Louise Sellman, Roger Albert Siemens, and Rita Frances Wagner.

On request of Senators Short and Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Principal Sture Larssen, Teachers Mrs. Marie Heauser, Mr. A. D. Bird, and the following students from Colonial Heights School, Stockton: Jacey Benschoter, Amelia Gianelli, Linda Hale, Caren Hansen, Jeanne Knapel, Susan McKim, June Silva, Mary Bradhurst, Dennis Cerrutti, Michael Conroy, James Danner, Tommy Hofeller, Jay Layson, Ernie Retamozo, Michael Stuart, Robert Swanson, Terry Eales, Carol Campbell, Linda Figeroid, Ann Garrow, Colleen Gorley, Larrie Grilli, Victoria Hickey, Kathleen Kitto, Sharon Langdon, Pam Peterson, Carolyn Starr, Kay Beth Starring, Sheryl Stockwell, Karla Stuermer, Carol Trebino, Prudence Webb, Paula Zaby, Pamela Morris, Glenn Anderson, Scott Bennett, Eric Blakely, Vincent Byrne, Wayne Clark, Jeff Hamilton, Buddy Heck, David Holt, Robert House, Bill Johnson, Bruce Kirby, Larry Lowder, Jack McGurk, Dick Plaw, Sammy Reid, Mike Rex, James Paullo, Douglas May, Richard Bradhurst, Barry Ramacher, and John Snow.

On request of Senator Sutton, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Instructors Mr. Nick Barbieri, Mr. J. Pappa, Mrs. H. Taylor, and the following students from Williams Elementary School, Williams, Colusa County: Evelyn Abernathy, Barbara Baker, Virginia Ballestero, Larry Barbieri, David Bascochea, Dick Billings, Ben Bradshaw, Shirley Brainard, Jack Clark, Wilda Cobb, Gary Davis, Mary Jane Davis, Ray Duarte, Tom Dickson, Jim Dillard, John Eagelton, Lester Felkins, Linda Felkins, Hugh Gaines, Arlene Herrman, Josephine Hernandez, Sherman Irwin, Marsha Lane, Richard Lausten, Charles Manhart, Darolyn Marshall, Gary Mason, Sherman Mays, Jim Nason, Jim Pearson, Rodney Poole, Mike Price, Judy Reed, Dianne Riester, Jean Robbins, Ashley Sanders, Gerald Shelley, Mildred Smith, Barney Sotelo, Sherrel

Storer, Vicky Squire, Elmer Tiahrt, Dorothy Thompson, Sylvia Troughton, Lorraine Turek, Alan Warring, Dick Wilbur, and Sandra Wolfskill.

On request of Senators McBride and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Rockafeller of Fresno.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Tom Kirby and Mrs. Shirley Kirby of Merced.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 30, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 3510

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 3510—An act to add Chapter 3, commencing at Section 4250, to Title 4 of Part 3 of the Penal Code, relating to blood donations by prisoners.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 201

Senate Bill No. 1798

Senate Bill No. 245

Senate Bill No. 2188

Senate Bill No. 394

Senate Bill No. 2335

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1634

Senate Bill No. 2410

Senate Bill No. 2315

Senate Bill No. 2435

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 248

Senate Bill No. 855

Senate Bill No. 1510

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 244

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2208

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Elections

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Elections, to which were referred:

Assembly Bill No. 11	Assembly Bill No. 282
Assembly Bill No. 272	Assembly Bill No. 283
Assembly Bill No. 275	Assembly Bill No. 297
Assembly Bill No. 276	Assembly Bill No. 300
Assembly Bill No. 277	Assembly Bill No. 375
Assembly Bill No. 279	Assembly Bill No. 412
Assembly Bill No. 280	Assembly Bill No. 293
Assembly Bill No. 281	Assembly Bill No. 1632

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, April 22, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 1857

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 160

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, April 30, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Bill No. 1104

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 327	Assembly Bill No. 841
Senate Bill No. 612	Assembly Bill No. 871
Senate Bill No. 613	Assembly Bill No. 1099
Senate Bill No. 615	Assembly Bill No. 1397
Senate Bill No. 616	Assembly Bill No. 1952
Senate Bill No. 1095	Assembly Bill No. 1957
Senate Bill No. 1196	Assembly Bill No. 2343
Senate Bill No. 1226	Assembly Bill No. 2433
Senate Bill No. 1276	Assembly Bill No. 2601
Senate Bill No. 1907	Assembly Bill No. 2743
Senate Bill No. 2084	Assembly Bill No. 2845
Senate Bill No. 2178	Assembly Bill No. 3747

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DESMOND, Chairman

Above reported bills ordered to second reading.

Committee on Labor

SENATE CHAMBER, SACRAMENTO, April 29, 1957

MR. PRESIDENT: The Committee on Labor, to which were referred:

Senate Bill No. 1779

Senate Bill No. 1544

Senate Bill No. 1541

Senate Bill No. 1545

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

MONTGOMERY, Chairman

Above reported bills ordered to second reading.

Committee on Elections

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Elections, to which were referred:

Senate Bill No. 1571

Assembly Bill No. 857

Assembly Bill No. 287

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DILWORTH, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Joint Resolution No. 12

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

ED. C. JOHNSON, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Assembly Bill No. 2504

Assembly Bill No. 2505

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ED. C. JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 2350

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Rules for assignment to the proper interim committee for study the original bill and the amended bill.

ED. C. JOHNSON, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 250

Senate Bill No. 387

Senate Bill No. 1098

Senate Bill No. 1189

Senate Bill No. 1220

Senate Bill No. 2082

Senate Bill No. 2661

Senate Bill No. 2176

Assembly Bill No. 415

Assembly Bill No. 1031

Assembly Bill No. 1238

Assembly Bill No. 1950

Assembly Bill No. 3117

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DESMOND, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:
Senate Bill No. 1124

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ED. C. JOHNSON, Chairman

Above reported bill ordered to third reading.

MOTION TO PRINT REPORT

Senator Richards moved that the following report submitted by the Governor's Lawyers' Committee on Water, be printed in the Journal.

Motion carried.

**REPORT OF LAWYERS' COMMITTEE APPOINTED BY GOVERNOR
GOODWIN J. KNIGHT TO DRAFT A WATER RIGHTS CONSTITUTIONAL AMENDMENT**

SACRAMENTO, CALIFORNIA, April 29, 1957

*Hon. Goodwin J. Knight, Governor of California
State Capitol, Sacramento, California*

DEAR GOVERNOR KNIGHT: The special committee of lawyers appointed by you February 12, 1957, has the honor of submitting its report.

The committee consists of the following California lawyers:

Assemblyman Bruce F. Allen, Los Gatos

Assemblyman William Biddick, Stockton

Senator James A. Cobey, Merced

Charles C. Cooper, Jr., Esq., Assistant General Counsel, Metropolitan
Water District, Los Angeles

Senator James E. Cunningham, San Bernardino

Burnham Enerson, Esq., San Francisco

Wallace Howland, Esq., Assistant Attorney General of California,
San Francisco

William H. Jennings, Esq., La Mesa

Harold W. Kennedy, Esq., County Counsel, Los Angeles

Assemblyman Patrick D. McGee, Van Nuys

P. J. Minasian, Esq., Oroville

Senator Edwin J. Regan, Weaverville

Senator Richard Richards, Los Angeles

Gilmore Tillman, Esq., Chief Counsel, Department of Water and
Power, Los Angeles

Mr. Kennedy is vice chairman of the committee and Mr. Enersen is chairman. The Drafting Committee consists of Mr. Jennings as chairman, Mr. Howland, and Mr. Minasian.

Mr. William R. Gianelli, Principal Hydraulic Engineer of the Department of Water Resources of the State of California, served as consultant to the committee.

Mr. Clarence H. Langstaff, Deputy County Counsel, County of Los Angeles, served as executive secretary of the committee, and Mrs. Isabel C. Nessler as recording secretary.

The committee has had 16 all-day meetings on the following dates: Friday, February 22d; Wednesday, March 6th; Wednesday, March 13th; Wednesday, March 20th; Saturday, March 30th; Sunday, March

31st; Saturday, April 6th; Sunday, April 7th; Saturday, April 13th; Sunday, April 14th; Friday, April 19th; Saturday, April 20th; Friday, April 26th; Saturday, April 27th; Sunday, April 28th, and Monday, April 29th.

The meetings on April 26th, 27th, and 28th included lengthy evening sessions. All of the meetings were held in Sacramento except the first, which was held in San Francisco. There was practically full attendance throughout all of the committee sessions.

In addition, the Drafting Committee had meetings on April 18th and 19th and has been in session almost continuously since Wednesday, April 24th.

The committee had available to it for its consideration and study the following material bearing directly upon the area of origin question and related problems:

Opinion of Attorney General Edmund G. Brown No. 53/298, dated January 5, 1955, relating to the constitutionality and effect of the county of origin statute (Water Code Section 10505) and the watershed protection statutes (Water Code Sections 11460 and 11463).

Opinion of Attorney General Edmund G. Brown No. 54/159, dated January 5, 1955, relating to applications of the Department of Finance to appropriate water pursuant to Water Code Section 10500 and proceedings involved in assignments of such applications.

Report of the Subcommittee on Areas of Origin of the Statewide Water Resources Committee of the California State Chamber of Commerce, dated November 30, 1956.

Report of the Attorney General's Committee of Water Lawyers on County of Origin Problems, dated January 3, 1957.

Report of the State Department of Water Resources to the Counties of Origin Subcommittee of the Joint Committee of the Legislature on Water Problems, dated January 4, 1957.

Report by Legislative Counsel Ralph N. Kleps, dated January 13, 1957, containing a comparative analysis of the proposals submitted by the Committee of the State Chamber of Commerce, the Attorney General's Committee and the Water Resources Department for the solution of the so-called area of origin problem.

Preliminary Report of Counties of Origin Subcommittee of the Joint Committee on Water Problems, dated January 17, 1957.

Final Report of Counties of Origin Subcommittee of the Joint Committee on Water Problems, dated March 7, 1957.

All of the foregoing material is gathered together in the Ninth Partial Report of the Joint Committee on Water Problems submitted to the President of the Senate, the Speaker of the Assembly and the Members of the Senate and the Assembly on March 11, 1957.

The background and nature of the "area of origin" problem have been fully and carefully analyzed in many of the reports which have previously been made upon this subject.* It would unduly extend the length of this report to repeat this material here.

* For example, see Opinion No. 53/298 of Attorney General Brown which is set forth in convenient form at pages 76 to 99 of the Ninth Partial Report of the Joint Committee on Water Problems, and Section 1 of the Report of the Subcommittee of the State Chamber of Commerce appearing at pages 157 to 164 of the same volume.

The committee has had before it the several proposals for constitutional amendments which have been introduced in the Senate and the Assembly during the current session of the Legislature. These are:

Senate Constitutional Amendment No. 1 (Regan et al.) 1957 Session, introduced January 8, 1957.

Assembly Constitutional Amendment No. 4 (Lindsay), introduced January 8, 1957.

Assembly Constitutional Amendment No. 38 (McGee et al.), introduced January 22, 1957.

Senate Constitutional Amendment No. 27 (Williams et al.), introduced January 23, 1957.

Assembly Constitutional Amendment No. 55 (Porter and Levering), introduced January 25, 1957.

Assembly Constitutional Amendment No. 68 (Allen et al.), introduced March 27, 1957, as amended.

Assembly Constitutional Amendment No. 75 (Masterson et al.), introduced April 25, 1957.

The meetings of your committee have been devoted entirely to a continuous and determined effort to prepare the text of an amendment of the Constitution of California which, if adopted, would provide a permanent solution of the area of origin problem and the numerous other water problems which are so closely related as to require concurrent treatment. The work of the committee has proceeded in an atmosphere of cooperation, and all of the members of the committee have held and retained cordial respect for each other's opinions and objectives. However, the membership of the committee is drawn from all parts of the State and includes representatives of divergent views. Differences of opinion have been inevitable and compromises have been essential.

The product of our joint effort is attached to this report in the form of a proposed text of a constitutional amendment.

The text of the proposed amendment is offered and recommended for your consideration. We believe that it presents an equitable and practical approach to the area of origin problem and that it embodies a framework within which the State of California may undertake a long-range program for the development and utilization of the water resources of the State for the ultimate benefit of all parts of the State.

Many of the provisions in this proposed amendment are innovations of substance or procedure. These provisions should receive, as doubtless they will, most careful and critical analysis, particularly as to their effect upon established operations and procedures, before being incorporated in a constitutional amendment for submission to the people.

The text is longer than we would wish, but we have been unable to express the essential principles in any shorter form. Each item in the proposal has been inserted for a specific purpose, but the result is an integrated composition which should be considered as a whole.

We cannot represent that all of the members of the committee would individually endorse all principles and policies nor endorse all paragraphs, sentences and phrases of the proposed amendment. It necessarily represents a combination and compromise of widely varying

individual views, and like any compromise it cannot coincide precisely with all of the views or objectives of anyone. Also, like the result of any compromise, it cannot be substantially changed without impairing the balancing of considerations upon which this text is based.

Individually and collectively we thank you for the opportunity of participating in this important endeavor. We also thank those who have assisted us in our deliberations, Mr. Gianelli, Mr. Langstaff, and Mrs. Nessler, and we also express appreciation to others who have given us factual data and other assistance, particularly Mr. Allan Post, Legislative Auditor, Mr. Rene L. Rothschild, Investment Advisor of the Department of Finance, and Mr. Harvey O. Banks, the Director of the Department of Water Resources.

Though somewhat arduous, our work has been enjoyable and we hope it will contribute to a solution of the problem.

April 29, 1957

**Proposed Water Rights Constitutional Amendment
(New Sections 5 to 10, Article XIV)**

(WATER DEVELOPMENT POLICIES)

SEC. 5. It is hereby declared that because of conditions prevailing in this State it is necessary for the State to assume a continuing responsibility for assuring the timely and economical development of the water resources of the State. In discharging this responsibility the State shall coordinate its activities with those of private enterprise, public agencies, and the Federal Government and may cooperate with them to that end.

(RESERVATIONS FOR SURPLUS WATER AREAS)

SEC. 6. (a) Each area of the State wherein water not subject to existing rights originates in quantities exceeding the reasonable ultimate requirements of such area and constituting a practicable source of water for use in other portions of the State shall be deemed for the purposes of Sections 5 to 10, inclusive, of this Article XIV to be a "surplus water area."

(b) Prior to authorization of the construction or acquisition of any facility by the State, a purpose of which is the exportation of water from a surplus water area, or before any assignment or relinquishment by the State to an assignee for such purpose shall become effective, the board shall determine the boundaries of each surplus water area affected thereby and shall reserve for use within each such surplus water area, from the water originating therein and not subject to existing rights, the quantities of water reasonably required for ultimate beneficial use therein. Each such reservation shall be in terms of finite quantities of water and specific sources thereof.

(c) All such determinations and reservations shall be made after investigation and consideration of relevant factors, including the long-range planning of the State for the development, conservation, and utilization of the water resources of such area, and after giving reasonable notice and opportunity to be heard in conformity with such procedure as the Legislature may prescribe.

(d) All such determinations and reservations shall be subject to judicial review by such court or courts in such manner as the Legislature may prescribe.

(e) Each reservation so made for any surplus water area shall be binding upon the State and its assignees.

(f) The board on its own motion or on petition of any interested person, may re-examine and revise, either by increasing or decreasing, any reservation made pursuant hereto at any time it appears that it is no longer reasonable; provided, that any such revision shall not impair any right to water or to the use of water which may have theretofore arisen out of contract with the State, as hereinafter provided, or which otherwise may have been acquired by any person, nor shall any such revision impair the right of the State under any application held by the State to appropriate water for the development and use of which a project has been theretofore authorized for construction or acquisition by the State pursuant to Sections 5 to 10, inclusive, of this Article XIV, nor shall any such revision impair the rights of any assignee of the State whose rights are already subject to a reservation made in accordance with Section 6 (b) of this article.

(g) The board shall notify the Governor and both houses of the Legislature whenever the amount of water available under the reservation made for a surplus water area has become inadequate to meet the reasonable requirements for beneficial use of water in such area. Thereupon, the State shall guarantee the prompt replenishment of the water supply of such area to the extent that the deficiency in the supply is caused by the exportation, through facilities constructed by the State or its assignees after the effective date of the original reservation, of water originating in the area. To meet this guarantee, the water required shall have first priority in deliveries from the next facility or project to be constructed by the State from which it can be delivered by practical and feasible methods, either by substitution for the water committed for use outside such area or by direct delivery within such area. Any additional expense involved in such replenishment of the water supply in excess of that which would be involved if there were no such exportation shall be borne by the State. The Legislature shall take such further action as may be necessary to fulfill this guarantee.

(FUNDS)

SEC. 7. (a) The Water Development Fund is created as a special fund in the State Treasury, the money, securities and increment of which shall be expended solely as provided in this section.

(b) There shall be deposited in the Water Development Fund:

(1) All revenues received by the State from the extraction of oil and gas from tide and submerged lands and state public lands in excess of ten million dollars (\$10,000,000) in each fiscal year, over and above the cost of administration of all such lands and any refunds authorized by law;

(2) Four million dollars (\$4,000,000) each month from the first revenues received in the General Fund after setting apart the moneys required to be applied by the State to the support of the Public School System and State University;

(3) All money in the Revenue Deficiency Reserve Fund;

(4) All money in the Investment Fund;

(5) All revenues over and above the cost of operation, maintenance, and the amounts required for the payment of principal and interest

on any bonds issued to secure funds for the construction of the project producing the revenues, received by the State from the sale or furnishing of water, water power, and electric energy from any state water development project, or in the case of a joint project, the portion of such revenues to which the State is entitled;

(6) The proceeds of the sale of any state bonds issued to provide funds for water resource development; provided, however, that if the bonds are authorized for the purpose of providing funds for the cost of designated facilities, the proceeds of the sale thereof, when deposited in the Water Development Fund, shall be used for that purpose and no other; and

(7) Any other funds made available to the Water Development Fund by appropriation, gift, grant, or any other means;

(8) Provided, however, that at any regular session the Legislature, by a vote of three-fourths of the members elected to each house, may reduce the amount of the revenues specified in subparagraphs (1) and (2) of this paragraph (b) to be deposited in the Water Development Fund during the next succeeding 12 months.

(c) Any money in the Water Development Fund may be appropriated by two-thirds vote of the members elected to each house of the Legislature for: (1) Construction or acquisition by the State, either alone or in conjunction with any person, of facilities authorized by the Legislature, or for the service of any indebtedness incurred in such construction or acquisition which is authorized by law; or (2) loans, on such terms, which may include the waiver of any interest charges, as may be prescribed by the Legislature to public agencies for the construction of facilities.

No appropriation from the fund shall be made for the construction or acquisition of any facility which is in substantial conflict with any general or coordinated plan approved by the Legislature for the development, conservation and utilization of the water resources of the State. The initial appropriation for any facility to be constructed or acquired by the State shall not be made until the department has certified to the Legislature that in its judgment the capital costs of the project of which such facility is a part will be repaid from the revenues from the project within such period of time as the Legislature may prescribe, except to the extent that the Legislature determines such costs to be nonreimbursable expenditures benefiting the State.

(d) Eighty percent (80%) of all money deposited in the Water Development Fund shall be used solely for the construction or acquisition of major inter-regional water transfer projects, and twenty percent (20%) shall be used solely for the construction or acquisition of projects of primarily local benefit and effect. By a three-fourths vote of the members elected to each house, the Legislature at any regular session may revise such percentages with respect to the money to be deposited in the Water Development Fund during the next succeeding 12 months.

(e) Subject to all the provisions of this Section 7, priority in the appropriation and expenditure of moneys in the Water Development Fund shall be given to completing at a reasonable rate of progress the authorized facilities and projects for which an initial appropriation

has been made to the extent necessary to supply water when required under any contract executed by the State as hereinafter provided.

(f) Whenever the Legislature authorizes the construction or acquisition by the State of any water storage reservoir that will develop water for use outside the watershed in which it originates and in which such water storage reservoir is located, the Legislature shall authorize such additional upstream water storage reservoirs and other facilities, except distribution systems, as may then be determined by the Legislature to have engineering feasibility and to be necessary and practical to satisfy the reasonable ultimate requirements of the area dependent upon such upstream development; and shall provide for the financing and construction by the State of each such upstream reservoir and other facility when it is needed.

(g) Whenever the Legislature authorizes the construction or acquisition by the State of any facility which will develop additional quantities of water for beneficial use, the department shall recommend, and the Legislature shall designate, the major area or areas to be served and the quantities of water to be allocated to each such area from such new development. Such allocations shall be in conformity with all applicable reservations of water made pursuant to Section 6 of this article and with applications heretofore filed by the State for water for the use of which a project was authorized prior to the effective date of this section. In making such allocations the Legislature shall give consideration to the reasonable ultimate requirements of the surplus water area for which such reservations were made and shall make allocations for that portion of the surplus water area which the Legislature determines should be served by the new development. Contracts executed by the State for the sale or delivery of such water shall conform to the designations and allocations so made. The Legislature may from time to time by the vote of two-thirds of the members elected to each house revise such allocations, but no such revision shall impair the obligation of any contract previously executed by the State.

(CONTRACTS)

SEC. 8. (a) Subject to existing rights and to reservations made pursuant to Section 6 and to allocations made pursuant to Section 7, the Legislature shall authorize the department to execute on behalf of the State, contracts for the sale or delivery of water to be made available by facilities or projects authorized for construction or acquisition by the State. Provision shall be made for contracts for permanent service, term contracts, and interim contracts to be effective only during periods when delivery is not required under permanent or term contracts. No right to water or to the use of water so contracted to be sold or delivered by the State adverse to the right of the person contracting therefor shall be acquired by any other person.

(b) Each such contract shall provide: (1) for the substitution of water in equal quantity and of substantially equal quality from an alternate source or sources of supply without increase in the contract price, (2) for periodic adjustment of the contract price to reflect any changes in costs of operation and maintenance, and (3) that the right to require delivery of water under such contract shall be limited to such water as shall be reasonably required for the beneficial use to be served.

(c) The price to be charged for water for irrigation at any point of delivery shall not exceed the cost of supplying such water at that point.

(d) The Legislature may also authorize the execution on behalf of the State of contracts for the sale or delivery of electric energy made available by any such facility or project.

(e) The provisions of Article I, Section 16 of this Constitution prohibiting the impairment of the obligation of contracts shall apply to all contracts made by the State pursuant to this Section 8, including contracts with public agencies. Any act of the Legislature dissolving any public agency which has so contracted with the State shall provide for continuity of adequate service in the distribution to ultimate consumers and users of the water so contracted for.

(f) The State may sue and be sued by any party to a contract made pursuant to this Section 8 in any court of competent jurisdiction on any cause of action arising out of such contract.

(GENERAL PROVISIONS)

SEC. 9. (a) No money shall be expended from the Water Development Fund for the construction or acquisition of any facility authorized prior to the effective date of this section for the purpose of exporting water from any surplus water area wherein it originates for use elsewhere in the State without first complying with the provisions of Section 6 of this article.

(b) In addition to the applications filed on behalf of the State for the appropriation of water before the effective date of this section, the department shall make and file such applications for the appropriation of unappropriated water as in its judgment are or may be required in the development and completion of the whole or any part of a general or coordinated plan, approved by the Legislature, looking toward the development, utilization, or conservation of the water resources of the State. No such application heretofore or hereafter filed shall be subject to any requirement of diligence on the part of the State without the vote of three-fourths of the members elected to each house of the Legislature. Any such applications may be assigned or a release of priority thereunder granted to any person for a purpose of development not in conflict with any such plan.

(c) Rights to water or to the use of water, whether adjudicated or not, existing on the date this section becomes effective shall be in no way impaired by the provisions of Sections 5 to 10, inclusive, of this Article XIV or by any action taken pursuant thereto; nor shall such provisions or actions pursuant thereto alter the legal effect of any application theretofore filed to appropriate water or of any action theretofore taken which, when taken, was in any way material to the creation of a water right or to the establishment of the nature or extent thereof except that any application so filed by the State shall be subject to the provisions of paragraphs (a) to (e), inclusive, of Section 6 of this article.

(d) No water development facility constructed by the State shall be used by any person other than the State for the transportation of water hereafter acquired by such person through the exercise of the power of eminent domain.

(DEFINITIONS)

SEC. 10. For the purposes of Sections 5 to 10, inclusive, of this article, the following terms shall have the following meanings:

(a) "Facility" means any single physical structure or device used in the development, conservation or utilization of water resources.

(b) "Project" means any combination or grouping of any number of such facilities.

(c) "Public agency" means any city, county, city and county, district, other public or municipal corporation, or political subdivision of this State, or any department or agency of any thereof.

(d) "Person" means any person, firm, association, corporation, public agency, this State, any other state, the United States of America, and any department or agency of any thereof.

(e) "Assignee" means any person to whom the State shall hereafter assign or release the priority of an application, permit or license held by the State for the appropriation of water.

(f) "Department" means the Department of Water Resources and includes any successor agency of State Government which is authorized by the Legislature to formulate plans for the development of the water resources of the State.

(g) "Board" means the State Water Rights Board and includes any successor agency of State Government which is authorized by the Legislature to issue, deny or modify permits and licenses to appropriate water.

RESOLUTIONS

The following resolution was offered:

By Senators Dorsey, Cunningham, Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams:

Senate Resolution No. 113

Memorializing Arthur S. Crites

WHEREAS, The Legislature has learned with deep regret of the passing on April 28, 1957, of Arthur S. Crites, a longtime leader in the development of Kern County and the City of Bakersfield, California, a personal friend of Chief Justice Earl Warren, Senator William Kuehnelt, Senator Thomas Kuchel, and many other men prominent in the history of California; and

WHEREAS, Mr. Crites, who was born February 4, 1879, attended the Kern County schools, and while still in his teens saw service with the California Volunteer Infantry in the Spanish American War, later rising to the rank of Colonel in the California National Guard; and

WHEREAS, He was highly successful in his financial career, becoming manager and president of the First Bank of Kern and the Security Trust Company, and continuing as an officer after the acquisition of those two banks by the Bank of America, until his resignation in 1932; and

WHEREAS, Mr. Crites became a Mason in 1901, and in the course of his more than 50 years association with that organization served in numerous offices including Grand Master of the Grand Lodge of California, and Grand Commander of the Grand Commandery Knights Templar and at his death held a Honorary Thirty-third Degree; and

WHEREAS, He was active in the Rotary Club for many years, holding the office of president of the Bakersfield club in 1929-30, and district governor of the old Second District of Rotary International in 1930; and

WHEREAS, During his long career he played a prominent part in almost every worthwhile civic endeavor in the field of welfare and community betterment, including such widely varied activities as heading the 1942 USO drive and the 1943

Kern County War Chest Campaign, promoting youth organizations such as the Boy Scouts and the Y. M. C. A., backing the Bakersfield Post American Legion club building, establishing the Arthur S. Crites trophy for Armistice Day Parades, and participating in many other civic projects; now, therefore, be it

Resolved by the Senate of the State of California, That the members wish to express their sincere sorrow at the loss of this pioneer of Bakersfield who has contributed immeasurably to the growth and prosperity of California and the County of Kern, and to extend their deepest condolences to the bereaved members of the family of Arthur S. Crites; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to his widow, Mrs. Nellie Crites; his daughter, Mrs. Harry Conron; his son, Angus D. Crites; and his grandchildren, Catherine McCuen, and Angus D. Crites II.

Resolution read, and presented by Senator Cunningham.

Resolution read, and unanimously adopted on a motion by Senator Cunningham.

Motion to Co-author Senate Resolution No. 113

Senator Cunningham moved that all of the Senators be co-authors on Senate Resolution No. 113.

Motion carried.

CONSIDERATION OF DAILY FILE

MOTIONS TO RECONSIDER

Senate Bill No. 1218—An act to amend Section 488 and to repeal Section 488.5 of the Vehicle Code, relating to accident reports.

Motion to Reconsider Senate Bill No. 1218

Pursuant to his motion previously made, Senator Miller moved that the Senate, at this time, reconsider the vote whereby Senate Bill No 1218 was refused passage.

The roll was called, and Senate Bill No. 1218 reconsidered by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Thompson—32.

NOES—None.

FURTHER CONSIDERATION OF SENATE BILL NO. 1218

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 24, of the printed bill, after "ment.", insert "All such reports are public records and shall be open to public inspection during regular office hours."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 719—An act to repeal Section 922 of the Insurance Code and to amend Sections 1011, 1033, 1059, 1679, 1709, 1808, and 11529 of the Insurance Code, relating to insurance.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 719?

Amendment No. 1

On page 1, lines 2 and 3 of the title of the printed bill, as amended March 29, 1957, strike out "11529, and 12906", and insert "and 11529".

Amendment No. 2

On pages 5 and 6, strike out the entire Section 9, comprising lines 39 to 51, inclusive, on page 4, and lines 1 to 5, inclusive, on page 5.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 719 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Perry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cooney, Collier, Coombs, Delworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Hiram T. Johnson, Kraft, McBrade, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—33.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 1643—An act to add Section 30609 to the Streets and Highways Code, relating to crossings of San Francisco Bay, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 164—An act to amend Section 100.2 of the Streets and Highways Code, relating to state freeways.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Senate April 12, 1957, strike out "any", and insert "the city council or".

Amendment No. 2

On page 1, line 6, after "any", insert "city street or".

Amendment No. 3

On page 1, line 8, after "such", insert "city street or".

Amendment No. 4

On page 1, line 10, after "such", insert "city street or".

Amendment No. 5

On page 1, line 11, after "No", insert "city street or".

Amendment No. 6

On page 1, line 20, strike out "highways in", and insert "projects in unincorporated territory in".

Amendment No. 7

On page 2, line 2, strike out "highways therein", and insert "highway projects in unincorporated territory in such county".

Amendment No. 8

On page 2, strike out line 5, and insert

"No city street, county road or other public highway of any kind shall be opened into or connected with any".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

Senate Bill No. 864—An act to amend Section 130 of the Motor Vehicle Code, relating to drivers' licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 12, 1957, after "of", insert ", to repeal Section 130.1, and to add Section 130.2 to,".

Amendment No. 2

On page 1, line 3, strike out "Public Inspection."

Amendment No. 3

On page 1, line 7, after "hours", insert ", except that such records of the department relating to the physical or mental condition of any person shall be confidential.

This section shall not be used to prohibit permittees under Section 130.1 from having direct access to such information as is contained on or attached to an application for an operator's or chauffeur's license and from searching such records, but neither said permittees nor their agents and employees shall disclose, report or sell to anyone any information made confidential by this section. Willful and intentional disclosure shall subject a permittee to revocation of permit."

Amendment No. 4

On page 1, line 8, strike out "Fee; Sale of Stamps or Coupons."

Amendment No. 5

On page 1, strike out lines 13 to 21, inclusive, and insert "tion. The charge for such information shall be determined by the Department of Finance, with a minimum charge of twenty-five cents (\$0.25), except that no charge shall be required of any person who is securing information relating to himself or to a principal of which he is a personal agent."

Amendment No. 6

On page 2, line 1, strike out "Sale of Copies."

Amendment No. 7

On page 2, line 3, strike out "at least the entire" and insert "the".

Amendment No. 8

On page 2, line 8, strike out "Copies and Information to Governmental Agencies."

Amendment No. 9

On page 2, line 10, strike out "records, or for information given our form".

Amendment No. 10

On page 2, strike out lines 13 to 17, inclusive, and insert

"(c) The department shall not make any charge for any copies of records, or for information given out from its records, to bona fide newsmen, radio and television representatives for news, radio or television purposes.

SEC. 2. Section 130.1 of said code is repealed.

SEC. 3. Section 130.1 is added to said code, to read:

130.1. Private Information Services. (a) Any person, firm, or corporation engaged in the business of examining the records of the department and supplying information relative thereto to the public for compensation, shall apply to the director for a permit.

(b) The director may grant a permit after he has determined that granting such permit will not adversely affect the work of the department and when he has determined that the applicant is qualified to conduct the business of a private information service and intends in good faith to carry on such business.

Any person, firm, or corporation that has been examining the records of the department and engaged in the business of supplying information relative thereto to the public for compensation or conducting the business of a private information service whose permit from the director was issued prior to the effective date of this section, shall not be subject to the provisions of this subdivision and shall not be required to reapply for a permit.

(c) Before being granted a permit, any such applicant shall file with the director a bond in the amount of ten thousand dollars (\$10,000) executed by such applicant as principal and a surety company authorized to execute surety bonds in this State or by two individual sureties who shall obligate the principal and sureties to compensate the officers of the department and any other person who may suffer loss or damage by reason of any failure or neglect of the principal, his agents or employees to carefully preserve and surrender any records examined in the department and by reason of any act of the principal, his agents or employees in respect to the loss, alteration, substitution or mutilation of any records of the department.

(d) Each permittee under this section shall pay to the department the sum of ten dollars (\$10) per month for each employee permitted to work in the department building plus a minimum charge for each permittee of fifty dollars (\$50) per month. Any additional charge to the permittee shall be approved by the Department of Finance following compliance with the provisions of Chapter 4, commencing at Section 11370, Part 1, Division 3, Title 2 of the Government Code.

(e) Nothing in this section shall prevent bona fide newsmen, radio and television representatives from having access to the files at all times without charge to secure information for news, radio or television purposes."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

Senate Bill No. 2260—An act to amend Section 694.01 of the Vehicle Code, relating to projecting lights or devices.

Motion to Re-refer Senate Bill No. 2260

Senator Richards moved that Senate Bill No. 2260 be re-referred to Committee on Transportation.

Motion carried.

Senate Bill No. 2580—An act to repeal Sections 4756 and 4757 of, and to add Section 4756 to, the Health and Safety Code, relating to county sanitation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 25, 1957, strike out "Section 4755", and insert "Sections 4755, 4756, and 4757".

Amendment No. 2

On page 1, line 6, strike out "two thousand dollars (\$2,000)", and insert "four thousand five hundred dollars (\$4,500)".

Amendment No. 3

On page 1, line 14, strike out "be designated by the", and insert "been designated by the district".

Amendment No. 4

On page 1, line 18, strike out "readvertised", and insert "readvertise".

Amendment No. 5

On page 2, after line 12, insert "The provisions of this section shall not apply to any uncompleted works under construction by district forces prior to the enactment of this section."

Sec. 3. Sections 4756 and 4757 of said code are repealed."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2446—An act to amend Section 7677 of the Public Utilities Code, relating to train movement orders.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 7677 of", and insert "add Section 7677.1 to".

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert "SECTION 1. Section 7677.1 is added to the Public Utilities Code, to read: 7677.1. Radio or other means of communication not heretofore referred to in Section 7677 may be used for the purpose of transmitting orders for the movement of trains, subject to such rules or regulations as the commission may promulgate for insuring the safety of railroad operations."

Amendment No. 3

On page 1, strike out lines 3 to 12, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 154—An act to amend Section 1554 of the Education Code, relating to the destruction of school district records.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 228—An act to amend Section 7012 of the Education Code, relating to pupil transportation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 261—An act to amend Section 7714.1 of the Education Code, relating to state school building aid.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 519—An act to add Article 13 to Chapter 1 of Division 5 of, and to add Section 16672.1 and 6904.1 to, and to amend Section 16711 of, the Education Code, relating to work experience education.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 867—An act to add Section 13862 to the Education Code, relating to pay roll deductions for school district employees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1565—An act to add Section 7745.1 to the Education Code, relating to apportionments of state school building aid funds.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1615—An act to add Section 1607 to the Education Code, relating to the change of school district boundaries, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1873—An act to add Section 7773.1 to the Education Code, relating to school district public works, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2076—An act to add Section 14745.7 to the Education Code, relating to school district retirement systems.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2609—An act to add Section 11158 to the Education Code, relating to the adoption of basic textbooks for use in the public schools.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 61—An act to amend Sections 7103.1 and 7103.2 of the Education Code, relating to the education of severely mentally retarded minors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, lines 8 and 9, of the printed bill, strike out "five hundred dollars (\$500)", and insert "four hundred fifty dollars (\$450)".

Amendment No. 2

On page 1, line 18, strike out "five hundred dollars (\$500)", and insert "four hundred fifty dollars (\$450)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 62—An act to provide for a study of the problems in the education of emotionally disturbed children in the public schools of California, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 17, of the printed bill, strike out "1959", and insert "1960".

Amendment No. 2

On page 1, line 18, strike out "1960", and insert "1961".

Amendment No. 3

On page 1, lines 20 and 21, strike out "one hundred eighty thousand dollars (\$180,000)", and insert "one hundred sixty-six thousand two hundred eighty-one dollars (\$166,281)".

Amendment No. 4

On page 1, strike out lines 24 and 25, and insert "more than sixty eight thousand dollars (\$68,000) may be used for this purpose during the 1957-58 Fiscal Year, not more than eighty thousand dollars (\$80,000) during the 1958-59 Fiscal Year, and not more than twenty thousand dollars (\$20,000) during the 1959-60 Fiscal Year."

Amendment No. 5

On page 2, line 8, strike out "five hun-".

Amendment No. 6

On page 2, strike out lines 9 and 10, and insert "one thousand dollars (\$1,000) may be used for this purpose during the 1957-58 Fiscal Year, not more than five hundred dollars (\$500) during the 1958-59 Fiscal Year, and not more than five hundred dollars (\$500) during the 1959-60 Fiscal Year."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 66—An act to amend Sections 7101.1 and 7101.2 of the Education Code, relating to the education of physically handicapped minors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "five hundred dollars (\$500)", and insert "six hundred dollars (\$600)".

Amendment No. 2

On page 1, lines 10 and 11, strike out "five hundred dollars (\$500)", and insert "six hundred dollars (\$600)".

Amendment No. 3

On page 1, line 21, strike out "five hundred dollars (\$500)", and insert "six hundred dollars (\$600)".

Amendment No. 4

On page 1, line 25, strike out "five hundred dollars (\$500)", and insert "six hundred dollars (\$600)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 2492—An act to add Section 9901 to the Education Code, relating to vocational rehabilitation, making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "_____ dollars (\$_____)", and insert "fifty thousand dollars (\$50,000)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 1165—An act to amend Section 1816 of the Unemployment Insurance Code, relating to abstracts of judgments.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2333—An act to add Section 1736 to the Labor Code, relating to public works performed with federal funds.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1572—An act to amend Sections 25350, 25363, and 25536 of the Government Code, relating to the acquisition of property by counties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 8, 1957, strike out lines 3 to 6, inclusive, and insert "25350. No pur-".

Amendment No. 2

On page 1, between lines 19 and 20, insert

"Nothing contained in this section shall be deemed to preclude the settlement of an action in eminent domain without compliance with this section."

Amendment No. 3

On page 2, strike out lines 17 through 29, inclusive, and insert "erans Code, or from, by a four-fifths vote of the board, granting auto concession or managerial contracts involving leasing or subleasing all or any part of county-owned, leased or managed property devoted to use for airport, vehicle parking, fairground, beach, park, amusement or recreation purposes without compliance with this article."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 43—An act to amend Section 1 of the Solano County Flood Control and Water Conservation District Act (Chapter 1656 of the Statutes of 1951), relating to the Solano County Flood Control and Water Conservation District.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 168—An act to amend Section 421 of the Education Code, relating to public officers of a county of the twenty-first class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 316—An act to amend Section 28137 of the Government Code, relating to compensation for the public services in counties of the thirty-seventh class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 317—An act to amend Section 28138 of the Government Code, relating to compensation for public services in counties of the thirty-eighth class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 762—An act to amend Section 28142 of the Government Code, relating to compensation for public services in counties of the forty-second class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 764—An act to amend Section 452 of the Education Code, relating to the superintendent of schools of Amador County.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 765—An act to amend Section 442 of the Education Code, relating to the superintendent of schools of El Dorado County.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 895—An act to amend Section 31720.5 of the Government Code, relating to retirement for county employees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2656—An act to amend Section 960.5 of the Military and Veterans Code, relating to veterans' graves.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 19—An act to amend Sections 501 and 502 of the Vehicle Code, relating to driving while under the influence of liquor.

Bill read second time, and ordered to third reading.

Assembly Bill No. 27—An act to add Section 426 to the Government Code, relating to the adoption of an official state symbol for the campaign against the disposal of litter in public places.

Bill read second time, and ordered to third reading.

Assembly Bill No. 970—An act to add Section 700.2 to the Vehicle Code, relating to rubbish trucks.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1479—An act to amend Section 257 of, and to add Sections 257.2 and 257.4 to, the Vehicle Code, relating to junior permits.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2222—An act to amend Section 454 of the Vehicle Code, relating to authorized emergency vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3256—An act to amend Section 30657 of the Streets and Highways Code, relating to San Francisco Bay crossings.

Bill read second time.

Motion to Re-refer Assembly Bill No. 3256

Senator Collier moved that Assembly Bill No. 3256 be re-referred to Committee on Transportation.

Motion carried.

Assembly Bill No. 1152—An act to add Sections 30692 and 30693 to the Streets and Highways Code, relating to the San Pedro-Terminal Island Tube.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Assembly March 18, 1957, after "2106", insert ", or one million dollars (\$1,000,000), whichever amount is the lesser".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1481—An act to repeal Sections 276 and 277 and to add Section 276 and amend Section 381 of the Vehicle Code, relating to the expiration of drivers' licenses and the fees for drivers' licenses.
Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Assembly April 12, 1957, and April 4, 1957, strike out "Expiration of Drivers'", and insert "Term of".

Amendment No. 2

On page 1, line 7, strike out "fourth", and insert "third".

Amendment No. 3

On page 1, line 8, strike out "Licenses issued in renewal of California drivers' licenses", and insert

"(b) Renewal of any drivers license shall be made in accordance with Section 278 for a term which".

Amendment No. 4

On page 1, line 10, strike out "fourth", and insert "fifth".

Amendment No. 5

On page 1, line 11, strike out ". The department may accept application"; and strike out all of lines 12 to 19, inclusive, and insert "except that an original drivers license or such renewal of a license shall expire on the anniversary of the date of birth of the applicant in the second year following the application for an original or the expiration of the license renewed if within the past two years the applicant has:

1. Except for parking violations, been convicted of two or more violations of Division 9, of this code, if licensed as an operator, or four or more violations if licensed as a chauffeur.

2. Been convicted of any felony in the commission of which a motor vehicle was used.

(c) The department may accept application for a renewal of a drivers license made not more than six months prior to the date of expiration and such renewal license when issued shall expire as stated in subsection (b) above. If renewal is not applied for within 30 days after expiration of the license, the application and fee shall be considered the same as an application for an original license to be issued for the term indicated in subsection (a) above."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2165—An act to add Section 650 to the Streets and Highways Code, relating to State Highway Routes 2, 60, 56, 1, and 71.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Assembly March 27, 1957, strike out "56, 1 and 71", and insert "and 56".

Amendment No. 2

On page 1, lines 8 and 9, strike out "56, 1 and 71", and insert "and 56".

Amendment No. 3

On page 1, strike out lines 12 and 13, and insert "Bay to San Francisco".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3850—An act to add Section 710.3 to the Vehicle Code, relating to trailer coaches.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 9, after "coach", insert "in excess of the maximum width otherwise provided for in this code, but".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3007—An act to amend Section 340 of the Code of Civil Procedure, relating to the statute of limitations applicable to actions for slander of title.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 22, 1957, strike out "340", and insert "338".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 338 of the Code of Civil Procedure is amended to read:

338. Within three years:

1. An action upon a liability created by statute, other than a penalty or forfeiture.

2. An action for trespass upon or injury to real property.

3. An action for taking, detaining, or injuring any goods, or chattels, including actions for the specific recovery of personal property.

4. An action for relief on the ground of fraud or mistake. The cause of action in such case not to be deemed to have accrued until the discovery, by the aggrieved party, of the facts constituting the fraud or mistake.

5. An action upon a bond of a public official except any cause of action based on fraud or embezzlement is not to be deemed to have accrued until the discovery, by the aggrieved party or his agent, of the facts constituting said cause of action upon the bond.

6. An action against a notary public on his bond or in his official capacity except that any cause of action based on malfeasance or misfeasance is not deemed to have accrued until discovery, by the aggrieved party or his agent, of the facts constituting said cause of action; provided, that any action based on malfeasance or misfeasance shall be commenced within one year from discovery, by the aggrieved party or his agent, of the facts constituting said cause of action or within three years from the performance of the notarial act giving rise to said action, whichever is later; and provided further, that any action against a notary public on his bond or in his official capacity must be commenced within six years.

7. *An action for slander of title to real property.*"

Amendment No. 3

On page 1, strike out lines 2 to 23, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2418—An act to amend Sections 9651 and 9652 of the Education Code, relating to schools and classes in county institutions.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2661—An act to amend Section 14645 of the Education Code, relating to the employment of retired teachers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 858—An act to repeal Section 6814 of; and to amend Sections 6815, 6816, and 6822 of, the Education Code, relating to days of attendance in elementary and high schools, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly March 25, 1957, between lines 14 and 15, insert

"Sec. 5. The provisions of this act shall remain in effect until June 30, 1959."

Amendment No. 2

On page 1, line 15, strike out "SEC. 5", and insert "SEC. 6".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1806—An act to amend Section 2657 of the Labor Code, relating to industrial homework.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3277—An act to amend Section 408 of the Education Code, relating to the compensation of the county superintendent of schools of a county of the eighth class.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3315—An act to amend Section 21655.1 of the Water Code, relating to elections in irrigation districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3489—An act to add Section 37 to the Alameda County Flood Control and Water Conservation District Act (Chapter 1275 of the Statutes of 1949), relating to annexations to the zones of the district.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3914—An act to amend Section 72706 of the Government Code, relating to the municipal court established in a judicial district embracing the City of Los Angeles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3976—An act to amend Section 58980 of the Government Code, relating to dissolution of districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 122—An act to add Section 14002.5 to the Education Code, relating to school district employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 9, 1957, strike out "Section 14002.5", and insert "Sections 14002.5, 14002.6 and 14002.7".

Amendment No. 2

In line 2 of the title, after "employees", insert ", and making an appropriation".

Amendment No. 3

On page 1, line 4, strike out "shall", and insert "may".

Amendment No. 4

On page 1, line 5, strike out "his", and insert "duplicate personal identification cards provided by the district upon which shall appear the legible finger prints and a personal description of the applicant or employee, as the case may be, and may transmit such identification cards to the".

Amendment No. 5

On page 1, strike out lines 6 and 7.

Amendment No. 6

On page 1, line 9, strike out "fingerprints", and insert "identification cards".

Amendment No. 7

On page 1, lines 10 and 11, strike out "person submitting such fingerprints", and insert "applicant or employee".

Amendment No. 8

On page 1, lines 12 and 13, strike out "an examination of fingerprint files", and insert "information".

Amendment No. 9

On page 1, after line 20, insert

"Sec. 2. Section 14002.6 is added to said code, to read:

14002.6. The Department of Education is authorized to secure information, records, reports, and other data relative to the identification or fitness of any person who is an applicant for a position in a school district not requiring certification qualifications or who is employed in such a position and for that purpose, any provision of law to the contrary notwithstanding, the State Bureau of Criminal Identification and Investigation shall furnish, upon application of the department, all information pertaining to any such person of whom there is a record in its office.

Sec. 3. Section 14002.7 is added to said code, to read:

14002.7. A fee in the sum of two dollars (\$2) shall be charged and collected by the Department of Education from each school district for each set of duplicate personal identification cards transmitted to the department by the district. All moneys received by the department pursuant to this section are hereby appropriated for the support of the department in addition to such other funds as may be appropriated therefor by the Legislature."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Assembly Bill No. 947—An act to amend Sections 53820, 53821, 53822, and 52825 of, to repeal Section 53647 of, and to add Section 53647 to, the Government Code, relating to temporary borrowing and deposit of funds by local agencies declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

Strike out line 2 of the title of the printed bill, as amended in Assembly March 28, 1957, and insert "and to add Section 53647.3 to, the".

Amendment No. 2

On page 2, line 27, strike out "the", and insert "(b) The".

Amendment No. 3

On page 2, strike out line 52.

Amendment No. 4

On page 3, strike out line 1, and insert
"SEC. 5. Section 53647.3 is added to said code, to read:".

Amendment No. 5

On page 3, line 2, strike out "53647.", and insert "53647.3."

Amendment No. 6

On page 3, line 4, after "therefrom", insert "the interest on deposits of school districts which shall accrue to the general funds of the respective school districts,".

Amendment No. 7

On page 3, line 6, strike out "with", and insert "by".

Amendment No. 8

On page 3, line 9, strike out "7.", and insert "6."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2320—An act to add Section 323 to the Education Code, relating to county boards of education.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Assembly March 29, 1957, strike out "it", and insert "the governing board of a school district".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2807—An act to add Article 16.5 (consisting of Sections 73970 to 73974, inclusive) to Chapter 10 of Title 8 of the Government Code, relating to the municipal court established in the Ontario Judicial District.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "73974", and insert "73975".

Amendment No. 2

On page 1, strike out lines 10 and 11, and insert
"73972. There shall be one chief clerk who may appoint one court clerk, one clerk III and three clerks II."

Amendment No. 3

On page 1, strike out lines 13 and 14, and insert "deputy bailiff marshal, and one deputy marshal clerk II."

Amendment No. 4

On page 2, strike out lines 5 to 17, inclusive, and insert

	B	C	D	E	F
Chief clerk -----	438	460	483	507	532
Court clerk -----	327	343	360	378	397
Clerk III -----	269	282	296	311	327
Clerk II -----	244	256	269	282	296
Marshal -----	460	460	460	460	460
Deputy bailiff marshal -----	327	343	360	378	397
Deputy marshal clerk II -----	244	256	269	282	296".

Amendment No. 5

On page 2, after line 26, insert

"73975. Notwithstanding the provisions of Article 4 of Chapter 8 of this title and the provisions of this article, and in order to equalize the compensation of employees of the municipal court with the compensation paid to county employees with commensurate duties and responsibilities, upon recommendation of the clerk of the court with the approval of the judges of the court and the Board of Supervisors of the County of San Bernardino, an officer or an attache of the court, whether appointed under the provisions of this article or under Article 4 of Chapter 8 of this title, may be paid any compensation, which is within the ranges and increments set forth in this article, in excess of or less than the maximum to which such employee would otherwise be entitled; provided, that any such salary adjustment shall not extend longer than ninety (90) days after the adjournment of the next regular session of the Legislature."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2938—An act to amend Section 2103 of the Education Code, relating to compensation of members of school boards.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 9 and 10, of the printed bill, strike out "in any one calendar month".

Amendment No. 2

On page 1, line 28, after "attends", insert "bears".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 496—An act to amend Sections 14449 and 14495 of the Education Code, relating to the computation of service of members of the State Teachers' Retirement System.

Bill read second time, and ordered to third reading.

Assembly Bill No. 608—An act to amend Section 28101 of the Government Code, relating to salaries and fees of grand juries in counties of the first class.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1495—An act to amend Sections 1593 and 7001 of, and to add Section 7206 to, the Education Code, relating to newly formed districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1716—An act to add Section 31781.1 to the Government Code, relating to County Employees' Retirement Law.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1718—An act to amend Section 28105 of the Government Code, relating to compensation for public service in counties of the fifth class.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1722—An act to amend Section 28105 of the Government Code, relating to the compensation of county officers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1750—An act to amend Section 25210.4, and to add Article 7.5, commencing at Section 2510.78, to Chapter 2.2, Part 2, Division 2, Title 3, of the Government Code, relating to county service areas.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1833—An act to amend Section 72712 of the Government Code, relating to the reporters' salary fund in the Municipal Court, Los Angeles Judicial District.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2321—An act to add Section 322 to the Education Code, relating to county boards of education.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2558—An act to amend Section 36502 of the Government Code, relating to city officers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2567—An act to amend Section 349½ of the Code of Civil Procedure, relating to proceedings for incorporation of a city.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2576—An act to add Article 9, commencing at Section 1691, to Chapter 3 of Division 2 of the Education Code, relating to notice of school district elections.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2750—An act to amend Section 6.1 of the Alameda County Flood Control and Water Conservation District Act, relating to the appointment of an advisory commission.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2803—An act to amend Section 34853 of the Government Code, relating to city manager ordinances.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2805—An act to amend Section 6702 of the Government Code, relating to the closing of city offices.

Bill read second time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "designated by"; and strike out line 11, and insert "enumerated in Section 6700 unless otherwise provided by charter or ordinance."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3033—An act to add Section 24009 to the Government Code, relating to elective officers of counties.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3276—An act to amend Section 22102 of the Education Code, relating to the establishment of county libraries.

Bill read second time, and ordered to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 110: By Senator John F. McCarthy—Relative to approving charter amendments to the charter of the City of San Rafael, a municipal corporation in the County of Marin, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the eighth day of April, 1957.

Request for Unanimous Consent

Senator John F. McCarthy asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 110, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 110

Senate Concurrent Resolution No. 110—Relative to approving charter amendments to the charter of the City of San Rafael, a municipal corporation in the County of Marin, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the eighth day of April, 1957.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—30.
NOES—None.

Resolution ordered transmitted to the Assembly.

RECESS

At 3.35 p.m., on motion of Senator Breed the Senate recessed for the purpose of introducing distinguished guests.

The President appointed Senators Breed and Richards as a Committee to Escort Mr. Fred W. Griesinger and party to the rostrum.

Senator Breed introduced Mr. J. Mortimore Clark, Mr. Edward L. Callahan, Mr. Charles H. Brown, and Mr. Griesinger, the newly appointed Real Estate Commissioner, to the Senate. Mr. Griesinger addressed the Senate briefly.

The President appointed Senators Burns and McBride as a Committee to Escort Mr. Harris J. Booras and Mr. George Johnson to the rostrum.

Senator Burns introduced Mr. Johnson, who in turn introduced Mr. Booras, President of the American Foundation for Greece. Mr. Booras addressed the Senate briefly.

REASSEMBLED

At 3.47 p.m., the Senate reconvened.

Hon. Harold J. Powers, President of the Senate, presiding.
Chief Assistant Secretary Lachlan M. Richards at the desk.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 111: By Senator Burns—Relative to congratulating Jack Welter of the San Francisco Examiner.

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 111, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 111

Senate Concurrent Resolution No. 111—Relative to congratulating Jack Welter of the San Francisco Examiner.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—38.
NAYS—None.

Resolution ordered transmitted to the Assembly.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Erhart:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 1 of Chapter 1076 of the Statutes of 1947, relating to tidelands and submerged lands in San Luis Obispo County.

Respectfully submitted,

SENATOR A. A. ERHART

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 1, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Governmental Efficiency.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, and Thompson—33.

NOES—None.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bill was introduced, and read the first time:

Senate Bill No. 2668: By Senator Erhart—An act to amend Section 1 of Chapter 1076 of the Statutes of 1947, relating to tidelands and submerged lands in San Luis Obispo County.

Referred to Committee on Governmental Efficiency.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 2411

Senator Burns moved that Assembly Bill No. 2411 be withdrawn from Committee on Education and re-referred to Committee on Judiciary.

Motion carried.

RECESS

At 3.49 p.m., on motion of Senator Burns, the Senate recessed for the purpose of introducing a distinguished guest.

The President appointed Senators Desmond and John F. McCarthy as a Committee to Escort Mr. Jack Welter, reporter for the San Francisco Examiner, to the rostrum.

Senator Desmond introduced Mr. Welter, who is celebrating his twentieth anniversary with the Examiner.

Mr. Welter addressed the Senate briefly.

REASSEMBLED

At 3.51 p.m., the Senate reconvened.

Hon. Harold J. Powers, President of the Senate, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS****Motion to Retain Place on File**

Senator Collier moved that Senate Bill No. 1173 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Cobey moved that Senate Bill No. 1995 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 2483—An act to add Section 139.56 to the Vehicle Code, relating to employees of the California Highway Patrol.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1739—An act to amend Section 53205 of the Government Code, relating to charges against funds of school districts, to permit payment of premiums on group insurance for school district, county and other local agency employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Desmond, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 2152 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Abshire moved that Senate Bill No. 2228 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Richards moved that Senate Constitutional Amendment No. 7 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 2231 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Abshire moved that Senate Bills Nos. 73, 79 and 74 be passed on file and retain their places on file.

Motion carried.

Senate Bill No. 1517—An act to free certain state lands from the public trust for navigation, commerce, and fisheries, and to empower the state lands commission to sell such lands.

Bill read third time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Senate April 9, 1957, strike out "An", and insert "An".

Amendment No. 2

On page 1, line 15, strike out "an" and insert "an".

Amendment No. 3

On page 2, line 15, after "an", insert "existing".

Amendment No. 4

On page 2, line 16, strike out "acting through"; strike out lines 17, 18, and 19, and insert a period.

Amendment No. 5

On page 2, line 24, strike out "said described lands", and insert "the lands described in Section 1".

Amendment No. 6

On page 2, after line 31, insert

"Sec. 3. It is hereby determined that the accreted lands along Gallinas Creek in Marin County, California, and adjacent to that certain real property described in Section 4, are no longer necessary or useful for navigation or fisheries and such lands are hereby freed from the public trust for navigation and fisheries.

Sec. 4. The real property to which the accreted lands referred to in Section 3 are adjacent are described as follows:

Beginning at a point on the shore line of San Pablo Bay distance 28 chains 81 links North of a Granite monument set on the East line of Section 23, Township 2 North, Range 6 West, Mount Diablo Base & Meridian, 40 chains 73 links North of the Southeast corner of Section 23; thence according to the true meridian along the said shore line at ordinary high tide, North 53 $\frac{1}{2}$ ° West 1 chain 83 links; thence North 34° West 1 chain 40 links; thence North 52 $\frac{1}{2}$ ° West 4 chains 25 links, thence South 21 $\frac{3}{4}$ ° West 3 chains; thence South 8 $\frac{1}{2}$ ° East 5 chains 30 links; thence South 62 $\frac{1}{2}$ ° West 15 chains; thence North 58 $\frac{1}{2}$ ° West 36 chains 32 links to the North line of Section 23; thence East 13 chains 77 links along said North line to the South line of Gallinas Canal, thence South 79° 28' East 30 chains 34 links; thence South 67° 12' East 6 chains 8 links to the East line of Section 23; thence across Tide Lands South 2 chains 51 links to the point of beginning. Being a tract of tide lands in San Pablo Bay, designated as Lots numbered 1, 2, 3, 4 and 5 in Section 23 of said Township and containing an area of 46 13 100 acres, according to the Map of the Survey authorized in Section One of said supplementary and amendatory Act which map is entitled, "Map No. 3 of Salt Marsh and Tide Lands situate in the County of Marin, State of California.

Sec. 5. Upon application of the owner or owners of record of the real property described in Section 4 the State Lands Commission is empowered to enter into an agreement for the sale to such record owner or owners of all right, title and interest of the State of California in and to the accreted lands described in Section 3 for such consideration as the commission shall determine and upon payment to the commission of the consideration specified in such contract a patent shall issue to said owner or owners in the manner and with the effect provided in Sections 7729 and 7730 of the Public Resources Code.

Sec. 6. Any person or persons claiming an interest in the accreted lands described in Section 3 is and are hereby authorized to bring suit against the State of California to quiet title to such lands, or to obtain declaratory relief determining the validity of the title to such lands. In any such action the complaint and summons shall be served upon the Chairman of the State Lands Commission and upon the Attorney General."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Joint Resolution No. 16—Relative to the extension of the Folsom South Canal within the County of San Joaquin, State of California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 1308—An act to amend Sections 7302, 7394, and 7397 of the Business and Professions Code, relating to the practice of cosmetology.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Breed, Brown, Busch, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2435—An act to add Section 25101.1 to, and to amend Section 25101 of, the Revenue and Taxation Code, relating to state taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Short, and Thompson—25.

NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

Assistant Secretary Jack R. Gilstrap at the Desk
President of the Senate Presiding

At 3.59 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Senate Bill No. 2410—An act to amend Sections 17208 and 24349 of, to repeal Section 17209 of, and to add Sections 17209, 17210, 17211, 17212, 17213, 24350, 24351, 24352, 24353, and 24354 to, the Revenue and Taxation Code, relating to bank and corporation and personal income taxes.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Berry, Breed, Brown, Burns, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Erhart, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Murdy, and Sutton—21.

NOES—Senators Arnold, Beard, Christensen, Donnelly, Farr, Harold T. Johnson, Miller, Montgomery, Regan, Richards, Short, and Teale—12.

Motion to Reconsider

Senator Breed moved to reconsider the vote whereby Senate Bill No. 2410 was refused passage.

Postponement of Reconsideration

On motion of Senator Breed, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 2410 was refused passage, was continued until the next legislative day.

Senator Cunningham Presiding

At 4.10 p.m., Senator James E. Cunningham, Sr., of the Thirty-sixth District, presiding.

Senate Bill No. 2623—An act to amend Section 2192 of, and to add Sections 2192.3, 2193.3, and 2193.5 to, the Revenue and Taxation Code, relating to property taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 29—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 5 of Article XI thereof, relating to compensation of officers of cities and counties.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Donnelly, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, and Thompson—30.

NOES—Senator Dilworth—1.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 2188—An act to add Section 2713 to the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Teale, and Thompson—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 2335—An act making an appropriation for the construction of a building for use of the Division of Farm and Home Purchases of the Department of Veterans Affairs, declaring the urgency thereof, to take effect immediately.

Resolution ordered transmitted to the Assembly.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 2335.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, April 19, 1957

*To the Honorable Members of the Senate
Sacramento, California*

GENTLEMEN:

Senate Bill No. 2335, "An act making an appropriation for the construction of a building for use of the Division of Farm and Home Purchases of the Department of Veterans Affairs, declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

This bill appropriates \$80,000 from the Veterans' Farm and Home Building Fund of 1943 (exclusive of money therein from bonds) to the Department of Veterans Affairs for the construction of a new office building on the Women's Relief Corps property in Santa Clara County. Because of the inadequate office space in the present San Jose office of this department, there is a considerable delay in the processing of applications for veterans' farm and home loans, and an adequate new office building is urgently needed so that such applications may be acted upon within a reasonable time. In order to commence the construction of this new office building as speedily as possible, the funds provided by this bill should be made immediately available.

I therefore recommend consideration of Senate Bill No. 2335 as an emergency measure.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, and Thompson—34.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 394—An act to amend Section 24001 of, and to add Section 27550.1 to, the Government Code, relating to qualifications of county surveyors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 855—An act to amend Sections 969a, 969c, and 3024 of the Penal Code, relating to minimum terms of imprisonment.

Bill read third time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 15, of the printed bill, strike out "circumstance", and insert "circumstances".

Amendment No. 2

On page 1, lines 17 and 18, strike out "3 of the Dangerous Weapons Control Law", and insert "12022 of the Penal Code".

Amendment No. 3

On page 2, line 31, strike out "wapon", and insert "weapon".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1798—An act to amend Section 1106 of the Penal Code, relating to special agents of the Bureau of Criminal Identification and Investigation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Delwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, and Sutton—35.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2315—An act to amend Section 1300.19 of the Agricultural Code, relating to the administration and enforcement of marketing orders and marketing agreements.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Delwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Motion to Be Excused

At 4:30 p.m., Senator Richards moved that he be excused to attend an Assembly committee.

Motion carried.

Senate Bill No. 1510—An act to add Title 11 to Part 2 of the Code of Civil Procedure, relating to releases from and contribution among joint tortfeasors.

Bill read third time.

Motion to Amend

Senator Arnold moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 38, of the printed bill, as amended in Senate April 30, 1957, strike out "act", and insert "title".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1382—An act to amend Section 3472 of the Welfare and Institutions Code, relating to aid to needy persons.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2585—An act to amend Section 5308 of the Education Code, relating to the use of banks as clearing accounts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Motion to Be Excused

At 5.05 p.m., Senator Cobey moved that he be excused to attend an Assembly committee.

Motion carried.

Motion to Be Excused

At 5.06 p.m., Senator Richards moved that he be excused to attend an Assembly committee.

Motion carried.

Assembly Constitutional Amendment No. 72—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 19 of Article IV thereof, relating to Members of the Legislature.

Resolution read, and presented by Senator Thompson.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Busch, Christensen, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, and Thompson—28.

NOES—Senator Robert I. McCarthy—1.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 849—An act to amend Sections 2650, 2651, 2653, 2654, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, and 2667 of, to add Sections 2658.1, 2658.5, 2660.1 and 2660.5 to, and to repeal Section 2668 of, the Labor Code, relating to manufacturing in homes.

Bill read third time, and presented by Senator Montgomery.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Christensen, Coombs, Cunningham, Dolwig, Erhart, Farr, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Regan, Short, Sutton, Teale, and Thompson—24.

NOES—Senators Desmond, Donnelly, and Murdy—3.

Bill ordered transmitted to the Assembly.

Motion to Be Excused

At 5.15 p.m., Senator Short moved that he be excused to attend an Assembly committee.

Motion carried.

Assembly Bill No. 315—An act to amend Section 906 of the Streets and Highways Code, relating to county highways.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Christensen, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 544—An act to add Section 8654 to the Revenue and Taxation Code, relating to use fuel tax.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Christensen, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—27.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 485—An act to amend Section 5007 of the Public Utilities Code, relating to default in payment of fees by a transportation agency.

Bill read third time, and presented by Senator Erhart.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Sutton, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 486—An act to amend Section 3911 of the Public Utilities Code, relating to the definition of "carrier" for purposes of the City Carriers' Act.

Bill read third time, and presented by Senator Erhart.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Sutton, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1378—An act to add Section 131.1 to the Vehicle Code, relating to departmental membership in associations dealing with related subject.

Bill read third time, and presented by Senator Robert I. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Sutton, and Teale—26.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1539—An act to repeal Section 1620 of the Streets and Highways Code and to amend Section 771 of the Vehicle Code, relating to county highway funds.

Bill read third time, and presented by Senator Dilworth.
The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, and Regan—25.
NOES—None.

Motion to Reconsider

Senator Teale moved to reconsider the vote whereby Assembly Bill No. 1539 was passed.

Postponement of Reconsideration

On motion of Senator Teale, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 1539 was passed, was continued until the next legislative day.

Explanation of Absence

At 5.28 p.m., Senator Byrne requested that the record show that his absence was due to attending an Assembly committee.

Assembly Bill No. 1540—An act to amend Section 25458 of the Government Code, and Section 1329 of the Streets and Highways Code, relating to emergency work by counties.

Bill read third time, and presented by Senator Dilworth.
The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, and Teale—26.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1541—An act to amend Sections 907, 972, 1321, 1481, 1488, 1489, 1496, 1550.3, and the heading of Chapter 3 of Division 2 of the Streets and Highways Code, and to repeal Sections 1322, 1323, and 1324 of said code, relating to county road commissioners and county highways.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, and Teale—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1543—An act to amend Sections 1020 and 1550.1 of the Streets and Highways Code, relating to road districts.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Erhart, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, and Teale—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1779—An act to amend Sections 471, 471.5, 552, and 577 of the Vehicle Code, relating to stop signs.

Bill read third time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 5, of the printed bill, strike out “, or”, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 311—An act to add Section 20987 to the Government Code, relating to the State Employees' Retirement System and the compulsory age for retirement thereunder, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Harold T. Johnson.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, and Teale—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, and Teale—31.

NOES—None.

Bill ordered transmitted to the Assembly.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Breed moved that Assembly Bill No. 1557 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Desmond moved that Senate Bill No. 303 be taken from the inactive file and placed on the second reading file.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator Dolwig:

Senate Resolution No. 114

Relative to Charles P. Burgess

WHEREAS, It is fitting that the Legislature take note of the many civic accomplishments of Charles P. Burgess, councilman for the City of Menlo Park; and

WHEREAS, Mr. Burgess was first elected to the City Council in 1942, and has been a member of that body continuously since then, holding the position of mayor for a period of eight years; and

WHEREAS, He has conscientiously endeavored to keep the residents of the city fully informed as to the operation of their municipal government through his local newspaper column entitled "Your City's Business"; and

WHEREAS, During his tenure the city has increased in population from 3,500 to 25,000, and in area, to approximately $3\frac{1}{2}$ times its size in 1942; and

WHEREAS, As a result of the annexation of the Dibble Hospital properties, Menlo Park was able to purchase 28 acres for a civic center and a recreational area appropriately named Burgess Park; and

WHEREAS, Charles Burgess was directly responsible for the annexation and development of the attractive Linfield Oaks area, the west coast administrative headquarters of a number of nationally known companies, and also exerted a considerable influence in securing for Menlo Park the highly successful and renowned Stanford Research Institute; and

WHEREAS, In addition to his civic duties, Mr. Burgess has found time to serve in various offices, including that of president of the League of California Cities, and has been appointed to the State Disaster Council by the Governor of the State; now, therefore, be it

Resolved by the Senate of the State of California, That the members heartily commend Charles P. Burgess for his capable and inspirational leadership in guiding the destinies of the little Town of Menlo Park through its transformation into a modern, attractive and prosperous city; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Mr. Charles P. Burgess.

Resolution read, and unanimously adopted on motion of Senator Dolwig.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 112: By Senator Donnelly—Relative to the proclamation of Senior Citizens Day in the State of California.

Request for Unanimous Consent

Senator Donnelly asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 112, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 112

Senate Concurrent Resolution No. 112—Relative to the proclamation of Senior Citizens Day in the State of California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Beard, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, and Teale—24.

NOES—None.

Resolution ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolutions were introduced, and read:

Senate Joint Resolution No. 34: By Senators Collier and Arnold—Relative to release of public lands for homesteading.

Referred to Committee on Rules.

Senate Joint Resolution No. 35: By Senator Donnelly—Relative to the proclamation of Senior Citizens Day.

Request for Unanimous Consent

Senator Donnelly asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 35, at this time, for consideration.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 35

Senate Joint Resolution No. 35—Relative to the proclamation of Senior Citizens Day.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Beard, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, and Teale—24.

NOES—None.

Resolution ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolutions were introduced, and read:

Senate Joint Resolution No. 36: By Senators Dolwig, Gibson, Thompson, Coombs, Breed, John F. McCarthy, and Robert I. McCarthy—Relative to pollution of San Francisco Bay.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 113: By Senators Berry, Cobey, and Teale—Relative to the creation of the Joint Interim Committee on the General Albert Sidney Johnston Memorial.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 114: By Senators Dolwig, Gibson, Thompson, Coombs, Breed, John F. McCarthy, and Robert I. McCarthy—Relative to pollution of San Francisco Bay.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 1082

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1082

Senator Hollister moved that Senate Bill No. 1082 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1082—An act to add Chapter 5.5 (commencing at Section 18440) to Part 2.1 of Division 13 of the Health and Safety Code, relating to tent camps.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 15, 1957, strike out "2.1" and insert "2".

Amendment No. 2

On page 1, line 5, strike out "2.1", and insert "2".

Amendment No. 3

On page 1, line 12, after the period, insert

"The provisions of this chapter shall not prevent local authorities of any city, county, or city and county within the reasonable exercise of the police power from prohibiting tent camps within such city, county, or city and county, or from adopting rules and regulations, by ordinance or resolution, prescribing higher standards of sanitation, health and safety for tent camps and requiring a local health permit to maintain and conduct any such tent camp within such city, county, or city and county."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 2658

Reports the same back with author's amendment with the recommendation: Amend, and re-refer to the committee.

HAROLD T. JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2658

Senator Kraft moved that Senate Bill No. 2658 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2658—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the acquisition and development of state beaches in San Diego County.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, after "plans", insert "to be".

Amendment No. 2

On page 1, line 8, after "County", strike out the comma, and insert a period; and strike out the rest of line 8; and strike out lines 9 to 27, inclusive.

Amendment No. 3

On page 2, strike out lines 1 to 13, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which were referred:

Senate Bill No. 2489

Senate Bill No. 2490

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 2489

Senator Miller moved that Senate Bill No. 2489 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2489—An act to amend Section 10096 of the Revenue and Taxation Code, relating to motor vehicle transportation license tax.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 10096 of", and insert "Section 10098 of, and to add Section 10101 to,".

Amendment No. 2

On page 1, strike out lines 1 to 10, inclusive, and insert "SECTION 1. Section 10098 of the Revenue and Taxation Code is amended to read:

10098. The lien *as to the tax and interest, but exclusive of penalties*, upon personal property is paramount to all private liens or encumbrances of whatever character, and to the rights of any *conditional vendor or any other* holder of the legal title, in or to any motor vehicle the privilege of operating which is subject to the license tax."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND SENATE BILL NO. 2490

Senator Miller moved that Senate Bill No. 2490 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2490—An act to amend Section 8994 of the Revenue and Taxation Code, relating to use fuel tax.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "imposed by this article", and insert "as to the tax and interest, but exclusive of penalties."

Amendment No. 2

On page 1, line 6, after "vehicle", strike out ". Except that", and all of lines 7, 8, 9, and 10, and insert "which is operated in this State through the use of fuel taxable under this part."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 1049

Senate Bill No. 1052

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 1049

Senator Cunningham moved that Senate Bill No. 1049 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1049—An act to add Section 6062a to, and to amend Sections 6063, 6064, 6065 and 6066 of, the Government Code, relating to publication of legal notices.

Bill read second time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, strike out "Section", and insert "Sections".

Amendment No. 2

In the title, after "6062a", insert "and 6063a".

Amendment No. 3

On page 1, line 3, strike out "6062(a)", and insert "6062a".

Amendment No. 4

On page 1, line 4, after "period", insert "in a newspaper regularly published once a week or oftener".

Amendment No. 5

On page 2, line 17, insert

"Sec. 6. Section 6063a is hereby added to said code, to read:

6063a. Publication of notice pursuant to this section shall be for at least 10 days. Three publications in a newspaper published once a week or oftener are sufficient. The period of notice commences upon the first day of publication and terminates either upon the day of the third publication or at the end of the tenth day, including therein the first day, whichever period is longer."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1052

Senator Cunningham moved that Senate Bill No. 1052 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1052--An act to amend Sections 327, 780, 831, 841, 844, 851, 1125 and 1201 of the Probate Code, relating to probate proceedings.

Bill read second time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, strike out "831, 841, 844, 851, 1125".

Amendment No. 2

On page 1, line 15, strike out "6062a", and insert 6063a".

Amendment No. 3

On page 1, line 20, after "must be published", insert "pursuant to Section 6063a of the Government Code."

Amendment No. 4

On page 1, line 23, strike out "for two weeks before", and insert "prior to".

Amendment No. 5

On page 1, line 24, strike out "before", and insert "prior to".

Amendment No. 6

On page 1, line 27, strike out "fifteen hundred dollars (\$1,500)", and insert "five hundred dollars (\$500)".

Amendment No. 7

On page 2, strike out lines 8 to 52, inclusive.

Amendment No. 8

On page 3, strike out lines 1 to 27, inclusive.

Amendment No. 9

On page 3, line 28, strike out "8", and insert "3".

Amendment No. 10

On page 3, line 31, after "mine," insert "or for leave to borrow money or execute a mortgage or deed of trust or give other security,".

Amendment No. 11

On page 3, line 33, strike out "for the purpose of production of minerals, oil, gas or other hydrocarbon substances,".

Amendment No. 12

On page 3, line 38, strike out "6062", and insert "6062a".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Public Health and Safety**

SENATE CHAMBER, SACRAMENTO, MAY 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 1949

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1949

Senator Short moved that Senate Bill No. 1949 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1949—An act to amend Section 24 of the Health and Safety Code, relating to the health and safety of the citizens of this State.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "24 of", and insert "10060 of, and to add Section 10066 to,".

Amendment No. 2

In line 3 of the title, after "State", insert "and, more particularly, to the registration of births and deaths".

Amendment No. 3

On page 1, line 1, strike out "24", and insert "10060".

Amendment No. 4

On page 1, strike out lines 3 to 6, inclusive, and insert

"10060. Each local registrar of births and deaths, except a local registrar of a city and county and the local registrars of cities of over 1,000,000 population and except the local registrars serving a county-wide health jurisdiction of over 1,000,000 population and in whose offices is maintained a central depository of birth and death records, shall transmit to the county recorder for a special county record at the same time the original certificates are forwarded to the State Registrar a copy of each original certificate, which shall exclude the medical and health section data.

Sec. 2. Section 10066 is added to said code, to read:

10066. The county recorder, with the approval and under the supervision of the State Registrar, may dispose of the special county records of births and deaths for events which occurred subsequent to July 1, 1965, on file in the office of the

county recorder providing (a) that the original records are determined to be on file in the office of the State Registrar; (b) copies of these records are determined to be on file in the office of the local registrar; (c) the local registrar maintains a central depository of birth and death records; and (d) the optional plan provided under Section 10060 for the elimination of duplicate records has been adopted.

If the local registrar does not have copies of such records, he is hereby authorized to accept them from the county recorder.

Sec. 3. The provisions of this act shall become effective only if Senate Bill No. 384 is first enacted at the 1957 Regular Session of the Legislature."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 112

Senate Bill No. 1022

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 112

Senator Murdy moved that Senate Bill No. 112 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 112—An act to amend Section 412 of the Education Code, relating to compensation for public service.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "----- (\$-----)", and insert "sixteen thousand dollars (\$16,000)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 1022

Senator Thompson moved that Senate Bill No. 1022 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1022—An act to amend Section 14.5 of the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to water conservation districts.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 14.5 of", and insert "add Section 12.6 to".

Amendment No. 2

On page 1, strike out lines 1 to 14, inclusive, and insert

"SECTION 1. Section 12.6 is added to the Water Conservation Act of 1931, to read:

Sec. 12.6. Each director shall receive twenty-five dollars (\$25) per day for each day during which he is actively engaged in the performance of duties imposed upon him by this act."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 1133

Senate Bill No. 1200

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 1133

Senator Short moved that Senate Bill No. 1133 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1133—An act to amend Section 2137.1 of the Business and Professions Code, relating to persons authorized to practice medicine in state institutions.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out " , provided", and insert "or until October 1, 1959, whichever is later; provided,".

Amendment No. 2

On page 1, line 18, strike out "The number"; strike out lines 19 to 24, inclusive, and insert "No person appointed pursuant to this section shall be employed in any state institution or institutions for a period in excess of two years from the date such person was first employed. The provisions of this section shall terminate on October 1, 1959."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 1200

Senator Gibson moved that Senate Bill No. 1200 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1200—An act to amend Sections 7602 and 7643 of the Business and Professions Code, relating to funeral directors and embalmers.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Senate April 22, 1957, strike out "immediately".

Amendment No. 2

On page 2, line 4, strike out the semicolon, and insert a period.

Amendment No. 3

On page 2, strike out lines 5 to 8, inclusive.

Amendment No. 4

On page 2, line 11, strike out "enbalmer", and insert "embalmer".

Amendment No. 5

On page 2, line 14, strike out ", as determined by the board".

Amendment No. 6

On page 2, line 14, strike out "licensed", and insert "license".

Amendment No. 7

On page 2, line 22, strike out ", as determined by the board".

Amendment No. 8

On page 2, line 30, strike out "emblaming", and insert "embalming".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 242

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 242

Senator Thompson moved that Senate Bill No. 242 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 242—An act to add Section 7026.3 to, and to repeal Section 7048 of, the Business and Professions Code, relating to well drillers.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 11, 1957, after "act to", insert "amend Section 7048 of, and to".

Amendment No. 2

In line 2 of the title, strike out "and to repeal Section 7048 of,".

Amendment No. 3

On page 1, line 14, after "drilling", insert "water".

Amendment No. 4

On page 1, strike out lines 15 to 18, inclusive, and insert "or the employees thereof, who drills a water well for his own use.

Sec. 2. Section 7048 of said code is amended to read:

7048. This chapter does not apply to any work or operation on one undertaking or project by one or more contractors, the aggregate contract price for which for labor, materials, and all other items, is less than one hundred dollars (\$100), such work or operations being considered as of casual, minor or inconsequential nature.

This exemption does not apply in any case wherein the work of construction is only a part of a larger or major operation, whether undertaken by the same or a different contractor, or in which a division of the operation is made in contracts of amounts less than one hundred dollars (\$100) for the purpose of evasion of this chapter or otherwise.

This exemption does not apply to a person who advertises or puts out any sign or card or other device which might indicate to the public that he is a contractor or that he is qualified to engage in the business of contractor.

This exemption does not apply to a water well drilling contractor.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1225

Senate Bill No. 1638

Assembly Bill No. 1390

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 1225

Senator Desmond moved that Senate Bill No. 1225 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1225—An act to amend Section 70 of, and to add Section 72 to, the Agricultural Code, relating to the California State Fair and Exposition and other fairs and expositions.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 18 and 19, of the printed bill, as amended in Senate April 24, 1957, strike out "twenty dollars (\$20) per day for each meeting of the board and".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 1638

Senator Miller moved that Senate Bill No. 1638 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1638—An act to add Section 22011.1 to the Government Code, relating to the coverage of members of state retirement systems under the Federal Old Age and Survivors Insurance System.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Senate April 3, 1957, after "system," insert "It is the intention of the Legislature that participation in the federal system by members of the State Teachers' Retirement System be entirely voluntary, both now and in the future, on the part of each member."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 1390

Senator Desmond moved that Assembly Bill No. 1390 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1390—An act to amend Sections 20025, 20107, 20165, 20331, 20331, 21028, 21029, 21207, 21251.1, 21258, 21258.1, and 21291.5; to add Sections 20494, 20605.5, 20655.2, 21026.5, 21150, 21151 and 21455; to amend and renumber Sections 21150, 21151, and to repeal Sections 20060 and 21103 of the Government Code, relating to the State Employees' Retirement System.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Assembly April 3, 1957, strike out "20494", and insert "20495".

Amendment No. 2

On page 9, line 13, strike out "20494", and insert "20495".

Amendment No. 3

On page 9, line 15, strike out "20494", and insert "20495".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Military and Veterans Affairs

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Military and Veterans Affairs, to which was referred:

Senate Bill No. 1652

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SUTTON, Chairman

MOTION TO AMEND SENATE BILL NO. 1652

Senator Miller moved that Senate Bill No. 1652 be amended and re-referred to Committee on Military and Veterans Affairs.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1652—An act to amend Section 1505.5 of the Military and Veterans Code, relating to the definition of "a state of extreme emergency" without a proclamation of the Governor.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

In line 5 of the printed bill, strike out "by the"; strike out lines 6, 7, and 8; in line 9, strike out "ernor's Office has been notified", and insert "or upon receipt by the California Disaster Office of a warning from the Air Force or other authorized federal agency indicating that such an enemy attack is probable or imminent."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Military and Veterans Affairs.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 580

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 580

Senator Cobey moved that Senate Bill No. 580 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 580—An act to add Section 1208 to the Penal Code, relating to performance of work by county jail prisoners outside county jails.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out line 2, and insert

"1208. (a) The provisions of this section shall be operative in any county in which the board of supervisors by ordinance finds, on the basis of employment conditions, the state of the county jail facilities, and other pertinent circumstances, that the operation of this section in that county is feasible. In such ordinance the board shall prescribe whether the sheriff or the probation officer shall perform the functions of the work furlough administrator.

(b) When a person is convicted of a misdemeanor and sentenced to the county jail, or is imprisoned therein for nonpayment of a fine, for contempt, or as a condition of probation for any criminal offense, the court may direct that such person be permitted to continue in his regular employment, if that is compatible with the requirements of subdivision (a), or may authorize the work furlough administrator to secure employment for such person in the county.

(c) If the court so directs that the prisoner be permitted to continue in his regular employment, the work furlough administrator shall arrange for a continuation of such employment so far as possible without interruption. If the prisoner does not have regular employment, and the court has authorized the work furlough administrator to secure employment for such prisoner, the administrator may do so. Any employment so secured must be suitable for the prisoner and must be at a wage at least as high as the prevailing wage for similar work in the county.

(d) Whenever the prisoner is not employed and between the hours or periods of employment, he shall be confined in the jail unless the court directs otherwise.

(e) The earnings of the prisoner shall be collected by the work furlough administrator, and it shall be the duty of the prisoner's employer to transmit such wages to the administrator at the latter's request. When an employer transmits such earnings to the administrator pursuant to this subdivision he shall have no liability to the prisoner for such earnings. From such earnings the administrator shall pay the prisoner's board and personal expenses, both inside and outside the jail, and shall deduct so much of the costs of administration of this section as is allocable to such prisoner, and, to the extent directed by the court, shall pay the support of the prisoner's dependents, if any. If sufficient funds are available after making the foregoing payments, and the court has so directed, the administrator shall pay, in whole or in part, the pre-existing debts of the prisoner. Any balance shall be retained until the prisoner's discharge and thereupon shall be paid to him.

(f) The prisoner shall be eligible for time credits pursuant to Sections 4018, 4019, and 4019.2.

(g) In the event the prisoner violates the conditions laid down for his conduct, custody, or employment, the work furlough administrator shall report such fact to the court which directed or authorized employment pursuant to this section, and the court may then order such prisoner returned to it and, if it finds that the violation has occurred, may order the balance of the prisoner's sentence to be spent in actual confinement.

(h) This section shall be known and may be cited as the "Work Furlough Rehabilitation Law."

Amendment No. 2

On page 1, strike out lines 3 to 25, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which were referred:

Senate Bill No. 1078

Senate Bill No. 1542

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 1078

Senator Thompson moved that Senate Bill No. 1078 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1078—An act to add Chapter 20 (commencing with Section 9800) to Division 3 of the Business and Professions Code, to repeal Chapter 1 (commencing with Section 1550), Part 6, Division 2 of the Labor Code, and to add Chapter 1 (commencing with Section 1550) to Part 6, Division 2 of the Labor Code, relating to employment agencies and placement.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "to repeal".

Amendment No. 2

Strike out lines 3, 4, and 5 of the title.

Amendment No. 3

In line 6, of the title, strike out "Code,".

Amendment No. 4

On page 1, strike out lines 9 to 16, inclusive, and insert

"9800. This chapter constitutes the Code of Employment Placement. It shall be known and may be cited as the "Employment Placement Act."

9801. Unless the text otherwise requires, the general provisions hereinafter set forth govern the construction of this chapter.

9802. "Chief" means the Chief of the Division of Employment Placement Services.

9803. "Board" means the Executive Board of Employment Placement Agencies.

9803.5. "Office of the board" means the Office of the Secretary of State.

9804. "Person" includes an individual, firm, partnership, corporation, association or other organization or any combination thereof.

9805. "Client" means any person using the services of an employment placement service.

9806. "Applicant for employment" is any individual seeking employment or an engagement and who agrees to pay or pay a fee to an employment placement agency for its services.

9807. "Employment placement service" is the performing of a service for which a fee is received, and in which service, it might be required that a technical skill and specific knowledge based on the available resources and the performance of those duties, which would result either directly or indirectly in the placement of an applicant for which compensation is to be received by the applicant. The placement skills may be acquired through the actual practice of employment placement over a period of time or through specified training in recognized schools, teaching these skills, procedures and interpretations of good employment placement practice and its administration. This chapter confers no authority to practice any form of counseling other than that which occurs within the scope of this section.

9808. Employment placement service within the meaning of this chapter does not include the following:

(a) Nonprofit organizations in which the members are placed by the organization as one of its services.

(b) Union hiring halls for the union membership.

(c) Labor contractors.

(d) Theatrical agents or artist managers."

Amendment No. 5

On page 1, line 22, strike out "one Chief," and insert "the Chief of the".

Amendment No. 6

On page 1, line 23, strike out "Agencies", and insert "Placement Services".

Amendment No. 7

On page 2, line 7, after "Employment", insert "Services".

Amendment No. 8

On page 2, strike out lines 12 to 28, and insert

(1) At least five years actual employment placement experience in this State as an owner or operator or manager of an employment placement agency immediately preceding appointment, or three years as assistant chief, or a total of five years experience in any combination as assistant to the chief and as an owner, operator or manager.

(2) He shall be qualified to organize any employment placement agency and be thoroughly familiar with its operational procedure.

(3) He shall be able to examine candidate on the laws of this State as they pertain to employment placement practice.

(b) The assistant chief shall be a resident of the State for a period of not less than five years immediately preceding the date of appointment and he shall have the following additional qualifications:

(1) At least three years actual employment placement experience in this State as an owner or operator or manager of an employment placement agency.

(2) He shall be qualified to organize an employment placement agency and be thoroughly familiar with its operational procedure.

(3) He shall be able to examine candidates on the laws of this State as they pertain to employment placement practice."

Amendment No. 9

On page 2, strike out lines 29 to 52, inclusive, and insert

"9813. The chief shall discover violations of this chapter by persons engaged in business as an employment placement service owner, or manager, or counselor who fails to obtain licenses, and shall gather evidence of violations and furnish the same to prosecuting officers of any county or city for the purpose of prosecuting all violations of this chapter occurring within their jurisdiction. The chief shall have free access within business hours to the offices and places of business, books, accounts, records, papers, and files of the employment placement agency.

9814. The Employment Placement Examining Board consists of five members appointed by the Secretary of State. Their respective first terms shall expire as follows: one member June 30, 1959; two members June 30, 1960; and two members June 30, 1961.

Except as to the first terms hereinabove specified, each member shall be appointed for a term of three years and in every instance shall hold office until the appointment and qualification of his successor. Vacancies shall be filled by the appointing power for the unexpired term.

Except as in this chapter otherwise specifically provided, three members of the board shall constitute a quorum for the transaction of any business.

9815. The qualifications for appointment as members of the board shall be as follows:

(a) Each member of the board shall have been actively engaged in business as a licensed employment placement agency in this State for a minimum period of three consecutive years immediately preceding his appointment and must continue in good standing in such capacity during his term of office.

(b) The chief shall be ex officio secretary of the board.

9816. The Secretary of State with the concurrence of the board may establish and enforce such rules and regulations as may be reasonable or necessary for the examination and licensing of applicants, for the conduct of licensees and for the general enforcement of the various provisions of this chapter in the protection of the public. The Secretary of State shall distribute to each licensee and each applicant for a license copies of such rules and regulations. Such rules and regulations shall be adopted, amended, or repealed in accordance with Chapter 4 (commencing at Section 11370), Part 1, Division 3, Title 2 of the Government Code.

The willful violation of any rules and regulations established by the Secretary of State for the conduct of licensees is sufficient ground for revocation of the license of a licensee, or other disciplinary action.

9817. The Secretary of State shall keep in his office in a suitable record provided for the purpose, all applications for licenses, certificates, statements, documents, and all bonds required to be filed under this chapter. The record shall state whether or not a license has been issued under the application and bond, and if revoked, the date of filing the order of revocation, and if reinstated, the date of filing the order of reinstatement. The Secretary of State shall keep a list of all persons whose licenses have been revoked. In the record, all licenses issued shall be indicated by their serial numbers as well as by the name and address of the licensee. The record shall be open for inspection as a public record in the Office of the Secretary of State.

Article 3. Scope of Chapter

9820. No person shall conduct within this State an employment placement service without having first applied for and obtained an owners license. In a copartnership, all partners concerned in the actual conduct of the business shall be licensed as owners.

9821. No person shall engage within this State as a manager of an employment placement service on the behalf of an owner without having first applied for and obtained a license as an employment placement manager.

9822. No person shall conduct an employment counselor's desk within an employment placement service without first having applied for and obtained a license as an employment placement counselor.

9823. No person shall be eligible to obtain an employment placement counselor's license without first applying for an obtaining an apprentice counselor's license and having served as an apprentice counselor for one year.

9824. In addition to any other penalty, any person, firm, corporation, individual or voluntary association, or any officer or director of any corporation or association carrying on business as an employment placement agency or who serves as a manager, employment counselor or apprentice counselor of an employment placement agency without first having obtained a license pursuant to this chapter or who carries on such business or employment after the revocation or expiration of any license, is guilty of a misdemeanor and punishable by a fine not exceeding

five hundred dollars (\$500) or by imprisonment not exceeding six months or by both fine and imprisonment.

The prosecuting officer of any county or city shall prosecute all violations of this chapter occurring within his county.

Article 4. Application for License

9830. Application for any license under this chapter shall be made in writing to the Secretary of State in such form as may be required by the Secretary of State and shall be referred to the board for approval.

Subject to the provisions of this chapter, any application for a license may be made by any qualified person.

9831.1. The application for any license shall state, among other things that may be required, the name of the applicant and if the application is for an owner's license, the name under which the applicant will do business and the location by street and number, city and state, of the office of the business for which the license is sought.

In the case of an individual the application shall state the full residence address of the applicant. In the case of a partnership, the application shall state the true names and complete residence addresses of all partners. In the case of a corporation, the application shall state the true names and residence addresses of all directors and officers, the true names and residence addresses of all stockholders and number of shares of each and of all classes held by each and the total number of shares of each class issued and outstanding. In the case of a nonstock corporation or an unincorporated association, the true names and complete residence addresses of all officers, directors and trustees. However, if a corporation or unincorporated association has 25 or more shareholders or members, the application need list only the names and addresses and share holdings of those shareholders owning 10 percent or more of the outstanding shares.

9831.2. If the applicant for license is an individual, the application shall state that the applicant is a qualified elector of the State of California and is to be personally and actively in charge of the business for which the license is sought, or if any other qualified person is to be actively in charge of such business, the application shall so state and set forth the name of the person and that such person is likewise a qualified elector. If the applicants are copartners, the application shall state the name of the partner to be actively in charge of the business for which the license is sought and that he is a qualified elector of this State; or if a qualified person other than a partner is to be actively in charge of the business, the application shall state the name and address of such person and that he is a qualified elector of this State. If the applicant is a corporation or unincorporated association, the application shall state the name of the person to be actively in charge of the business for which the license is sought and that he is a qualified elector of the State.

9831.3. If the applicant is an individual, the application shall be subscribed and verified under oath by the applicant. If the applicants are copartners, an application shall be subscribed and verified by one or more of the partners. If the applicant is a corporation or unincorporated association, the application shall be subscribed and verified by a duly authorized officer, director or trustee of the applicant. The application shall be filed with the Secretary of State.

9832. The application shall be accompanied by sworn statements of three reputable freeholders, each of whom shall certify that he has personally known the person who signed the application for a period of at least five years prior to the date of execution, that he is not related or connected by blood or marriage to the person concerning whom he is certifying, and that the person is competent to engage in the employment placement business, is honest, truthful and of good character and reputation.

9833. The application for an owner's or manager's license shall also be accompanied by a financial statement of the applicant, showing the assets and liabilities of the applicant and truly reflecting that the applicant's net worth is not less than the sum of two thousand dollars (\$2,000), in cash or its equivalent. The financial statement shall be sworn to by the applicant, if the applicant is an individual, or by a partner, director, manager or trustee in its behalf, if the applicant is a partnership, corporation or unincorporated association. The information contained in the financial statement shall be confidential and not a public record.

9834. Except for apprentice counselors, all licensees shall be qualified electors of the State.

Article 5. Examinations

9840. Any applicant may be examined concerning his competency, experience, character and qualifications by the board. The board or the chief may take testimony of any one in regard thereto under oath, which each may administer.

9841. No application for license other than apprentice shall be approved by the board and issued by the Secretary of State unless the applicant has met the requirements of this article in addition to all other requirements of this chapter and any

rules and regulations established under the chapter, except that the examination requirements shall be waived:

(a) If the applicant is a person actively engaged in business as the owner of a licensed employment service or is in the full-time employ of a licensed employment service in the capacity of manager, counselor or placement clerk at the time this chapter is enacted into law; or

(b) If, at the time this chapter is enacted into law, the applicant is in active service in the United States military or armed forces and immediately prior to his entering such active service he was actively engaged in business as the owner of a licensed employment service or was in the full-time employ of a licensed employment service in the capacity of manager, counselor or placement clerk.

9841.1. Except as in this chapter otherwise provided, the person to be actively in charge of an employment placement agency or office as manager, shall:

- (a) Be a citizen of the United States.
- (b) Be at least 21 years of age.
- (c) Be of good moral character.
- (d) Be a bona fide resident of this State continuously for at least one year prior to the date of the filing of the application.
- (e) Possess the necessary qualifications of learning and ability.
- (f) Pass the examination required.
- (g) Be a qualified elector of this State.
- (h) Pay the examination fee to the Secretary of State.

9842. The Secretary of State, with the concurrence of the board, subject to the provisions of this chapter, may fix and determine by rule and regulation the qualifications of applicants for each license. The rules and regulations shall require, among other things, that the educational qualifications of applicants shall be at least graduation from a four-year high school, or proof satisfactory to the board that applicants are possessed of the equivalent of a four-year high school education in point of intellectual competency and achievement.

9843. Examinations shall be held at least every six months at such times and places as the Secretary of State directs and according to the rules and regulations established by him with concurrence of the board.

9844. Examinations shall be practical in character and of such length, scope and character as the board deems necessary to determine the fitness of applicants to engage in the occupation for which the license is sought. Both questions and answers shall be in the English language.

9845. The board shall prepare or cause to be prepared, all examination material. The number and character of questions, examination procedure, method of grading, general average required to be obtained by successful applicants, and other details of the examinations not expressly covered by this chapter shall be determined by the board or by rules and regulations established by the Secretary of State with the concurrence of the board. The board shall certify to the Secretary of State all applicants who fulfill the requirements of this article and successfully pass the examination.

9846. The examination papers of any person shall be kept for the period of one year and may then be destroyed.

The examination papers shall be open to inspection during the one-year period only by the Secretary of State, the chief, members of the board, their clerical assistants, and by the applicant or by someone appointed by the latter to inspect them, or by a court of competent jurisdiction in a proceeding where the contents of the papers are properly involved.

Article 6. Bond

9850. The applicant for an owner's or manager's license shall file with the Secretary of State concurrently with the application for licenses, and each such licensee shall file, on or before July 1, 1958, with the Secretary of State a bond in the penal sum of two thousand dollars (\$2,000) which shall run to the people of the State of California.

The bond shall be executed and acknowledged by the applicant as principal, and by a corporation which is licensed by the Insurance Commissioner of this State to transact the business of fidelity and surety insurance, as surety.

9851. Such surety bonds shall be payable to the people of the State of California and shall be conditioned that the person applying for the owner's license will comply with this chapter and will pay all sums due any individual or group of individuals when such person or his representative or agent has received such sums and will pay all damages occasioned to any person by reason of misstatement, misrepresentation, fraud, deceit or any unlawful acts or omissions of the licensed employment placement service or its agents or employees while acting within the scope of their employment.

9852. No action shall be brought upon any bond after the expiration of three years from the accrual of the cause of action.

9853. If any holder of an owner's or manager's license fails to file a new bond with the Secretary of State within 30 days after notice of cancellation by the surety of the bond required under Section 9850, the license issued to the principal under

the bond is suspended until such time as a new surety bond is filed. A person whose license is suspended pursuant to this section shall not carry on the business of employment placement service during the period of such suspension.

Article 7. Licenses

9860. Upon receiving and filing the application and bond specified in Articles 4 and 6, and upon a showing by the applicant or company, with the other requirements of this chapter and any rules and regulations promulgated under it, the Secretary of State shall grant and issue a license substantially in the form provided in this chapter.

9861. Except as herein otherwise provided, the Secretary of State shall not issue a license nor shall the board certify any person as having successfully passed the examination:

(a) If the applicant or person has ever had a license revoked for cause.

(b) If the applicant or person was a partner, officer, director, trustee, manager or stockholder of any partnership, corporation or unincorporated association the license of which has been revoked for cause.

(c) If the applicant is a partnership, corporation or unincorporated association having any partner, officer, director, trustee, stockholder or employee who has had a license revoked for cause.

(d) If the Secretary of State or board has previously had any such applicant or person or a partner, officer, director, trustee, stockholder or employee of any applicant has been convicted of the crime of fraud, embezzlement, or any crime involving moral turpitude, or has been convicted of a crime involving employment in the employment placement business pursuant to the provisions of Article 10.

9862. Any person whose application has been rejected pursuant to this section may file with the chief a petition for determination of rehabilitation setting forth the grounds upon which petitioner claims fitness to engage in the employment placement business. If the chief issues an order of rehabilitation, and a certificate of rehabilitation the matter shall be referred to the board for hearing and determination. After the hearing the board shall determine the fitness of the petitioner to engage in the employment placement business and shall either certify petitioner to the Secretary of State for license or examination or deny the petition without prejudice to the filing of a new petition at any time not sooner than one year.

9863. The license, when issued shall state:

(a) The name of the licensee; if copartners, the names of all the partners; and if a corporation the name shall be followed by the words "a corporation."

(b) The name under which the licensee is to operate.

(c) The location by street and number, city, county, and state, where the licensee is to carry on business.

(d) The number and the date of the license.

(e) The kind of license, whether an owner's license, manager's license, counselor's license, apprentice counselor's license.

The license shall further state that it is issued pursuant to this chapter and the rules and regulations established under it, and that the licensee is duly authorized under this chapter.

9864. The license is not transferable and is effective until the first day of July next ensuing the date thereof and so long thereafter as continued in effect in accordance with Article 11 unless sooner revoked or canceled.

9865. In the event of the loss or destruction of a license, the licensee may file with the Secretary of State an affidavit explaining the loss or destruction and pay the duplicate license fee prescribed. Thereupon, the Secretary of State shall issue a duplicate license bearing the same date and number of the replaced license.

9866. In case of the death of an individual holding an owner's license who leaves an active employment placement business as part of his estate, the Secretary of State shall, upon proper application, issue a temporary license to the personal representative, or to the successor of the personal representative, of the deceased licensee. In the case of dissolution, by death or otherwise of a licensed copartnership, the Secretary of State shall, upon proper application, issue to the surviving partner or partners a temporary license.

The application shall be in writing, subscribed and sworn to by the person to whom the temporary license is to be issued. The application shall be accompanied by the bond provided for in Article 6 and the temporary license fee specified in Article 12.

9867. The provisions of Articles 4 and 5 shall not apply to any application for temporary license. A temporary license shall be effective for a period of one year and shall not thereafter be renewed or continued.

Article 8. Offices

9870. Application for a license for a branch office or offices may be made by any licensee holding an owner's or a manager's license. The application shall state the location and address of the branch office, or offices, and the name and address of the person to be in charge. The application shall be accompanied by the bond required by Article 6, and also the original license fee as required by Article 12 shall be paid for filing this application.

9871. Every main or branch office licensed beginning July 1, 1958, shall be under active charge of a person who is licensed as an owner or manager under this chapter.

Article 9. Operation and Management

9880. Every employment placement service or its employees shall keep records approved by the Secretary of State, in which shall be entered:

- (a) The date of each application for employment.
- (b) The name and address of the applicant to whom employment is promised or offered, or to whom information or assistance is given in respect to such employment.
- (c) The amount of fee received.
- (d) Other information which the Secretary of State requires.

Such employment placement service shall also enter in the same or in separate records, approved by the Secretary of State:

(1) The name and address of each employer from whom an order is accepted for help.

(2) The date of receipt of each order, kind of help requested, the names of the persons sent, with the designation of the one employed.

(3) The amount of the fee received and the rate of compensation agreed upon.

(4) Other information which the Secretary of State requires.

No employment placement service, its agent or employees, shall make any false entry in such records.

9881. All books, records, and other papers kept pursuant to this chapter in any employment placement service shall be open at all reasonable hours to the inspection of the Secretary of State and his agents.

9882. Within one day after an applicant for employment is referred to an employer, every employment placement service shall give or mail to said applicant, if a fee is to be received from such applicant, a referral receipt in which is stated:

(a) The name, address, and telephone number of the employment placement service.

(b) The name and address of the person giving the order for help, the date and consecutive number of the receipt of such order by the service.

(c) The name of the applicant, the name and address of the person to whom the applicant is sent for employment, and the address where the applicant is to report for employment.

(d) The amount of fee charged and collected from the applicant.

(e) The kind of work or employment.

(f) The daily hours of work, the wages or salary including any consideration or privilege, whether or not board or lodging or both, is to be furnished.

(g) Whether the employment is definite or indefinite and whether temporary or permanent, the employment is to be deemed permanent only if it is to last beyond 90 days.

9883. Whenever a fee is to be received from an applicant for employment, the employment placement service shall without exception enter into a contract in writing with such applicant.

9884. The employment placement service shall in such contract undertake to repay the applicant the fee which applicant has advanced, in the event of failure to procure employment.

9885. Every referral receipt shall be made and numbered consecutively in original and duplicate. The original referral receipt is to be given or mailed to the applicant for employment and the duplicates shall be kept on file at the place of business of the employment placement service.

9886. No employment placement service or any of its employees shall knowingly issue a referral receipt for employment containing any term or condition which, if complied with would be in violation of law, or attempt to fill an order for help to be employed in violation of law.

9887. Every employment placement service or the person acting for it shall notify each applicant before sending such applicant in response to a request for employment whether a labor contract is in existence at the establishment to which the applicant is being sent, and whether union membership is required.

9888. Every employment placement service shall file with the board a schedule of fees to be charged and collected in the conduct of its business. In the schedule, the various employments shall be classified, and in each class the maximum fee shall include the charges of every kind of service rendered in each case or transaction on behalf of the prospective employer and a prospective employee. Changes in the schedule may be made. No change shall become effective until seven days after the date of filing thereof with the board and concurrently posted for not less than seven days in a conspicuous place in the place of business of the employment placement service. A copy of the schedule in effect shall be posted in each room of the place of business frequented by each applicant.

9889. No employment placement service or employee thereof shall accept a fee from any applicant for employment, or send any applicant for employment without

having obtained orally or in writing, a bona fide order therefor, and in no case shall such employment placement service or employee thereof accept, directly or indirectly, a registration fee of any kind.

9890. If the applicant paying a cash fee fails to obtain employment, the employment placement service shall, upon demand therefor, repay the amount of the fee to the applicant. Unless the fee is returned within 48 hours after demand, the employment placement service shall pay to the applicant an additional sum equal to the amount of the fee. A notice to this effect shall be inserted in the referral receipt given the applicant and included in the schedule of fees posted in the office of the employment placement service.

9891. Where the applicant is employed and has paid a cash fee and the employment lasts less than seven days by reason of his discharge without cause, the temporary fee shall prevail, and the difference between the temporary fee and the permanent fee shall be refunded to the applicant.

9892. No employment placement service shall publish or cause to be published any false, fraudulent, or misleading information, representation, notice, or advertisement. All advertisements of an employment placement service by means of cards, circulars, or signs, and in newspapers and other publications, and all letterheads, receipts, and books shall be printed and contain the name and address of the employment placement service. No licensee under this chapter shall give any false information or make any false promises or representations concerning an engagement or employment to any applicant who registers.

9893. No employment placement service shall send any minor under the age of 18 years to any saloon or place where intoxicating liquors are sold to be consumed on the premises.

9894. No employment placement service shall accept any application for employment made by or on behalf of any child, or shall place or assist in placing any such child in any employment whatever in violation of Part 4 (commencing at Section 1171) of Division 2 of the Labor Code.

9895. No employment placement service shall knowingly send an applicant to any place where a strike, lockout, or other labor trouble exists without notifying the applicant of such conditions and shall in addition thereto enter a statement of such facts upon the receipt given to such applicant.

9896. No employment placement service shall divide fees with an employer or an agent or other employee of an employer or person to whom help is furnished.

9897. Notwithstanding the provisions of this article, in the case where the placement service acts in the capacity of an agent for a self-employed, private contractor, the Secretary of State may in his discretion authorize suitable forms that are workable and can apply to the situation involved.

Article 10. Disciplinary Action

9910. The Secretary of State, the board, or any person aggrieved may file with the chief, the board, or the Secretary of State a written statement charging any licensee with specific acts of misconduct or violations of law. All such statements shall be referred to the chief for investigation and report.

It shall also be the duty of the chief to initiate and conduct investigations into the business and affairs of licensees on his own motion and report any evidence and findings of misconduct or violations of law by formal accusation filed with the board.

Adjudication as a bankrupt of a licensee or of a partner in a licensed copartnership constitutes ground for the institution of disciplinary proceedings and revocation of license or other disciplinary action.

9911. If, upon completion of his investigation, the chief determines that the evidence is insufficient to warrant formal disciplinary action, he shall file his written findings thereon with the board. If, upon completion of his investigation, the chief determines that the evidence is sufficient to warrant formal disciplinary action, he shall file a written accusation with the board. The proceedings shall be conducted in accordance with Chapter 5 (commencing at Section 11700), Part 1, Division 3, Title 2 of the Government Code, and the board shall have all the powers granted therein.

9912. If it be found upon the hearing, or from the evidence in uncontested cases, that the licensee has willfully violated any of the provisions of this chapter, or the rules and regulations established under it, or that he has been guilty of fraud or misrepresentation, or any act or omission inconsistent with the faithful discharge of his duties or obligations, or that a final conviction of felony has been entered against him, or that he has violated or failed to comply with any conditions imposed upon him by a decision of the board or a hearing officer, the board or the hearing officer, as the case may be, shall, within 30 days after final submission of the case, render the decision which may:

(a) Order the revocation of the license or licenses of the licensee or licensees accused, or order any accused licensee disqualified from further employment in the employment placement service field.

(b) Order the license or licenses suspended for such period of time as may be specified.

(c) Impose upon the licensee or licensees compliance with such just and reasonable conditions as may be specified.

(d) Dismiss the accusation as to any one or more of the licensees accused.

In the event reconsideration is not ordered or granted within the time allowed therefor, then immediately upon the lapse of such period, or in the event reconsideration is ordered or granted, then upon rendition of the decision upon reconsideration, a copy of the decision together with a copy of any order staying execution shall be filed with the Secretary of State who shall forthwith make appropriate entries in his records showing the license or licenses revoked or suspended as of the effective date of the decision or stay of execution, or make such other appropriate entries as may be consistent with the decision.

9913. Any person who has been disqualified for employment placement service license pursuant to the provisions of this chapter who shall thereafter obtain employment in the employment placement service business or participate therein as a licensee, as a partner, as a director, trustee, officer or shareholder of a corporation licensee, or as officer, trustee or director of an unincorporated association licensee without having first been expressly found by the board and certified to the Secretary of State, after due hearing as provided in this chapter, to be fit to engage in the employment placement service business shall be guilty of a misdemeanor and punishable by a fine not exceeding five hundred dollars (\$500) or by imprisonment not exceeding six months or by both fine and imprisonment.

9914. Any licensee may, prior to the suspension or revocation of his license, so long as no disciplinary action is then pending against the licensee, voluntarily surrender his or its license by mailing the license to the Secretary of State together with a written statement of such surrender, setting forth the reasons therefor, together with a written statement of notification to the licensee's surety company of such voluntary surrender, and upon receipt of the request for the cancellation of the bond from the surety company, the license shall forthwith be canceled.

Article 11. Continuation of License

9920. A licensee desiring continuation of his license shall, on or before the thirtieth day of June of each year, file with the Secretary of State a request for a continuation on such forms as may be designated by the Secretary of State. The request shall be accompanied by the continuation fee.

The Secretary of State shall issue a continuation license to the licensee which shall be dated the first day of July next ensuing and shall bear in conspicuous type the word "continuation" and the date to and including which the license is continued.

9921. If the license of any person, partnership, association or corporation has been permitted to expire by reason of the military service as defined in the Soldiers and Sailors Civil Relief Act of 1940, of such person, or the managing partner, or managing trustee or director of such partnership, association or corporation, the license may be revived and continued upon application of such person, managing partner, or managing trustee or director, filed within six months after the termination of such military service, with the Secretary of State. Upon receipt of the application, payment of the continuation fee, and filing of the bond provided for by Article 6 of this chapter, the Secretary of State shall issue a receipt which shall bear upon its face in conspicuous type the words "continuation of license" and the date to and including which the license is continued.

Article 12. Revenue

9930. All moneys received under this chapter by the Secretary of State shall be deposited in the State Treasury to the credit of the Employment Placement Services Fund, which fund is hereby created. From this fund, all expenses of carrying out the provisions of this chapter shall be defrayed.

9931. The Secretary of State shall charge and collect the following fees:

(a) An original license fee of one hundred dollars (\$100) for each original owner's or manager's license.

(b) An original owner's branch office license fee of twenty-five dollars (\$25) for each branch office.

(c) An original license fee of thirty-five dollars (\$35) for each personnel counselor's license.

(d) An original license fee of ten dollars (\$10) for each apprentice counselor's license.

(e) A continuation fee of one hundred dollars (\$100) annually, on or before the thirtieth day of June of each year for each owner's license.

(f) A continuation fee of seventy-five dollars (\$75) annually, on or before the thirtieth day of June of each year for each manager's license.

(g) A continuation fee of twenty-five dollars (\$25) annually, on or before the thirtieth day of June of each year for each personnel counselor's license.

(h) A continuation fee of twenty-five dollars (\$25) annually, on or before the thirtieth day of June of each year for each owner's branch office license.

(i) A fee of ten dollars (\$10) for a verified duplicate of license issued.

(j) A temporary license fee of thirty-five dollars (\$35).

(k) An examination fee of twenty-five dollars (\$25).

(l) A delinquent fee of ten dollars (\$10).

(m) A copy fee of twenty-five cents (\$0.25) per one hundred (100) words copied.
(n) A fee of one dollar (\$1) for each copy over one of any issue or addition of the licensing law and rules and regulations furnished to any licensee by the Secretary of State.

(o) A fee of five dollars (\$5) for each addressograph list of licensees in good standing.

Sec. 2. The provisions of Chapter 1 (commencing at Section 1550), Part 6, Division 2 of the Labor Code do not apply to licensees under this act and are by this act entirely superseded insofar as such licensees are concerned."

Amendment No. 10

Strike out all of pages 3 to 21, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

MOTION TO AMEND SENATE BILL NO. 1542

Senator Short moved that Senate Bill No. 1542 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1542—An act to add Section 1682.3 to the Labor Code, relating to farm labor.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed bill, after "employed", insert "by a farm labor contractor".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 2605

Assembly Bill No. 431

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2605

Senator Dilworth moved that Senate Bill No. 2605 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2605—An act to amend Section 12 of the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 12 of", and insert "Sections 12, 16.1, 17, and 35 of, and to add Section 16.2 to,".

Amendment No. 2

In line 3 of the title, strike out the period, and insert ", declaring the urgency thereof, to take effect immediately."

Amendment No. 3

On page 2, strike out lines 37 and 38, and insert

"8. To issue bonds, borrow money and incur indebtedness as authorized by law or in this act provided; also to refund (by the issuance of the same obligations following the same procedure)".

Amendment No. 4

On page 2, line 48, strike out "temporary negotiable notes", and insert "negotiable promissory notes".

Amendment No. 5

On page 3, strike out lines 3 to 7, inclusive, and insert "one time may be at least equal to seventy-five thousand dollars (\$75,000) in any district but shall not otherwise exceed the lesser of either five hundred thousand dollars (\$500,000) or 2 percent of the assessed valuation of the taxable property in the district or, if said assessed valuation is not obtainable, 2 percent of the county auditor's estimate of the assessed valuation of the taxable property in the district evidenced by his certificate;".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 6

On page 4, after line 45, insert

"16. To issue bonds under Section 15 of this act for the purpose of providing money required to be paid to any district organized under the Metropolitan Water District Act or the County Water Authority Act by the board of directors of such district as all or part of the terms and conditions upon which the corporate area of a municipal water district may be annexed to and become a part of said metropolitan water district or county water authority. The amount of said bonds may include expenses of all proceedings for the authorization, issuance and sale of the bonds.

17. To issue revenue bonds for any purpose for which general obligation bonds could be issued under the provisions of the Revenue Bond Law of 1941 or any other law which by its terms is applicable to districts formed under this act.

18. To use the Improvement Act of 1911 for the construction of any facilities authorized to be constructed by a municipal water district under the provisions of this act. The powers and duties conferred by the Improvement Act of 1911 on the various boards, officers and agents of cities shall be exercised by the respective boards, officers and agents of the municipal water district. In the application of said Improvement Act of 1911 to proceedings instituted by a municipal water district, the terms used in said Improvement Act of 1911 shall have the following meanings:

(a) "City council" and "council" shall mean the board of directors of a municipal water district.

(b) "Municipality" and "city" shall mean a municipal water district.

(c) "Clerk" and "city clerk" shall mean the secretary.

(d) "Superintendent of streets," "street superintendent" and "city engineer" shall mean any person appointed by the board of directors to perform such duties.

(e) "Tax collector" shall mean the county tax collector.

(f) "Treasurer" and "city treasurer" shall mean the person or officer who has charge of and makes payment of the funds of the district.

(g) "Mayor" shall mean the president of the board of directors of a municipal water district.

(h) "Right of way" shall mean any parcel of land in, on, under or through which a right of way or easement has been granted to the district for the purpose of constructing and maintaining any works or improvements of municipal water districts.

Any certificates or documents required to be filed or recorded in the office of the superintendent of streets or street superintendent shall be filed or recorded in the office of the secretary of the municipal water district.

SEC. 2. Section 16.1 of said act is amended to read:

Sec. 16.1. Any petition to a municipal water district [situated contiguous] to another contiguous district to an improvement district thereof, may be annexed to said improvement district in the following manner: A petition, which may consist of one or more separate petitions, shall be filed with the secretary of the district, and be signed by the principal owner of that, or some of the land in the portion proposed to be annexed, and shall be so returned in said petition shall have an assessed valuation of not less than fifty percent (50%) of the land so proposed to be annexed. The petition shall contain the following: (a) a description of the area proposed to be annexed, which may be made by reference to a map on file with the secretary of the district, which map shall govern for all details as to the extent of the area proposed to be annexed, or in any other definite manner; and the terms and conditions under which said proposed area may be annexed as provided in the petition; and (b) a certificate of the board of directors of the district, and the principal owner of the land proposed to be annexed, that the area to be annexed is contiguous to the district. Said petition shall be accompanied by a certified check payable to the secretary of the district, in full payment for the purchase said district for the cost of preparing and publishing the petition and preparing and making the maps required by law.

Within 10 days of the date of the filing of such petition the secretary of the district shall examine the same and ascertain whether or not such petition is signed by the principal owner of the land proposed to be annexed, or by the secretary of the district, the board of directors shall authorize him to employ persons especially qualified for the purpose, and to be compensated accordingly, to examine the petition, and shall cause the board of directors. When the secretary of the district has completed his examination of the petition, he shall attach to the same his certificate, properly dated, showing the result of such examination; and if from such examination he shall find that said petition is signed by the requisite number of property owners, or by the secretary of the district, and that the same is correct, or in the best, as the case may be.

If by the certificate of the secretary of the district the petition is found to be correct, said petition may be amended by filing a supplemental petition or petitions within 10 days of the date of such certificate. The secretary of the district shall, within 10 days after the filing of such supplemental petition or petitions, make an examination of the same and report to the board of directors the result of such examination as hereinbefore provided.

If by the certificate of the secretary such petition, or petition as amended, is found to be correct, the board of directors shall cause notice of hearing on the petition to be published in some newspaper.

The text of such petition shall be published in some newspaper for at least two weeks prior to the date of the hearing on the same, and be presented to the board of directors of the district at the time and place of the hearing, and the petition shall contain and water annexed, if there is a map, shall be printed and posted in said district, together with a notice stating the time and place of the meeting at which the same will be presented. When contained upon one or more instruments one copy only of such petition shall be presented. Notice of the time and place of the hearing on said petition need appear in said publication of said petition and notice, but the number of signers shall be stated. Said notice and petition shall also be posted in three public places in the improvement district and three public places in the area proposed to be annexed, at least two weeks prior to the hearing.

The board of directors of the district shall proceed to hear the petition at the time and place fixed therefor and any person residing within the municipal water district, or having an interest therein, or owning that property in said district or improvement district shall be entitled to appear and be heard at such hearing. Such hearing may be continued from time to time by the board of directors of the district. At the conclusion of the hearing, any of the board of directors finds and determines from the evidence presented at said hearing that the area proposed to be annexed is contiguous to the district, and that the same is correct, or in the best, as the case may be, and that the improvement district to which said area is proposed to be annexed will also be benefited thereby and will not be injured thereby, then and in such case the board of directors of the district shall by resolution, which shall contain a description of the territory so annexed, which may be by reference to a map on file with the secretary of the district, which map shall govern for all details as to the extent of the annexed area, and by and with the approval of the board of directors, the terms and conditions of annexation as provided in the petition, to the territory so annexed.

From and after the date of the adoption of such resolution the area named therein shall be deemed to be a part of said improvement district, and the territory proposed therefor shall be subject to taxation thereafter for the purposes of said improvement district, including the payment of the principal of and interest on bonds and other obligations of such improvement district at the time authorized and outstanding at the time of said annexation as if said annexed property had at all times been a part of said improvement district, and the board of directors of such municipal water district shall be empowered to do all things

necessary to enforce and make effective the terms and conditions of annexation fixed as hereinabove authorized.

Any action or proceeding wherein the validity of any such annexation is contested, questioned or denied must be commenced within three months after the date of issuance by the Secretary of State of his certificate; otherwise said annexation shall be held to be valid and in every respect legal and incontestable.

Sec. 3. Section 16.2 is added to said act, to read:

Sec. 16.2. Whenever the board of directors deems it necessary to form an improvement district of a portion of the district for a purpose other than the incurring of bonded indebtedness under Section 16 of this act it shall by resolution so declare and state: (a) the purpose for which the proposed improvement district is to be formed, (b) the estimated expense of carrying out said purpose, (c) that the board intends to form an improvement district of a portion of the district which in the opinion of the board will be benefited, the exterior boundaries of which portion are set forth on a map on file with the secretary of the district, which map shall govern for all details as to the extent of the proposed improvement district, (d) that taxes for carrying out said purpose shall be levied exclusively upon the taxable property in said proposed improvement district, (e) that a map showing the exterior boundaries of said proposed improvement district, with relation to the territory immediately contiguous thereto, is on file with the secretary of the district and is available for inspection by any person or persons interested, (f) the time and place for a hearing by the board on the questions of the formation of said proposed improvement district, the extent thereof, the purpose for which it is to be formed, and the estimated expense of carrying out said purpose and (g) that at said time and place any person interested, including all persons owning property in the district or in the proposed improvement district will be heard. Notice of said hearing shall be given by publishing a copy of the resolution at least once each week for two weeks prior to the time fixed for the hearing in a newspaper circulated in the municipal water district, if there is a newspaper circulated in the municipal water district. Said notice shall also be given by posting a copy of said resolution in three public places within the proposed improvement district for at least two weeks before the time fixed for said hearing.

At the time and place so fixed, or at any time or place to which the hearing is adjourned, the board shall proceed with the hearing at which hearing any person interested, including all persons owning property in the district, or in the proposed improvement district, may appear and present any matters material to the questions set forth in the resolution. At the conclusion of the hearing the board shall by resolution determine whether it is necessary to form said improvement district, and, if so, the resolution shall also state the purpose for which the proposed improvement district is to be formed, the estimated expense of carrying out said purpose, that the exterior boundaries of the portion of the district which will be benefited are set forth on a map on file with the secretary of the district, which map shall govern for all details as to the extent of the improvement district, and that said portion of the district set forth on said map, shall thereupon constitute and be known as "Improvement District (A, B, C, or other letter designation) ----- of ----- Municipal Water District", and the determinations made in said resolution shall be final and conclusive. After the formation of such improvement district within a municipal water district pursuant to this section all taxes levied for the carrying out of said purpose shall be levied exclusively upon the taxable property in the improvement district.

A copy of the resolution forming the improvement district shall be published at least once each week for two weeks in a newspaper printed and published in the district, if there is a newspaper printed and published in the district, and a copy of said resolution shall also be posted in three public places within the proposed improvement district for at least two weeks. Said resolution shall not be effective until the thirty-first day after completion of said publication and/or posting. If before said effective date a petition signed by not less than 10 percent of the voters of the improvement district requesting that an election be held on the formation thereof is presented to the board of directors, said board shall call a special election in the improvement district for the purpose of submitting the question of the formation of the improvement district to the voters of said improvement district.

The board of directors shall provide for holding such special election on the day so fixed and in accordance with the provisions of the Elections Code so far as the same shall be applicable, except as herein otherwise provided. Notice of the holding of such election shall be given by publishing the resolution calling the election at least once each week for two weeks prior to the date of the proposed election, in at least one newspaper printed and published in such municipal water district, if there is a newspaper printed and published in such district. Such resolution shall also be posted in three public places in such improvement district not less than two weeks prior to the date of the proposed election. No other notice of such election need be given.

The returns of such election shall be made, the votes canvassed by said board of directors within seven days following said election, and the results thereof ascertained and declared in accordance with the provisions of the Elections Code so far

as they may be applicable, except as in this act otherwise provided. The secretary of the board of directors, as soon as the result is declared, shall enter in the records of such board a statement of such results. No irregularities or informalities in conducting such election shall invalidate the same, if the election shall have otherwise been fairly conducted.

If from such returns it appears that a majority of the votes cast at such election were in favor of the formation of such improvement district, the formation of such improvement district shall be complete.

Any action or proceeding wherein the validity of the formation of the improvement district or of any of the proceedings in relation thereto is contested, questioned or denied, shall be commenced within three months from the effective date of the resolution forming such district, or if an election is held, within three months from the date of such election, otherwise the formation of the improvement district and all proceedings in relation thereto, shall be held to be valid and in every respect legal and incontestable.

SEC. 4. Section 17 of said act is amended to read:

Sec. 17. If from such returns it appears that more than two-thirds of the votes cast in such election held pursuant to the provisions of Section 15 or of Section 16 of this act, were in favor of and assented to the incurring of such indebtedness, then the board of directors may, by resolution, at such time or times as it deems proper, issue bonds of the district for the whole or any part of the amount of the indebtedness so authorized, and may from time to time provide for the issuance of such amounts as the necessity thereof may appear, until the full amount of such bonds authorized shall have been issued. Said full amount of bonds may be divided into two or more series and different dates fixed for the bonds of each series. The maximum term which the bonds of any series shall run before maturity shall not exceed 40 years from the date of each series respectively.

The board of directors shall, by resolution, prescribe the form of the bonds and the form of the coupons attached thereto and fix the time when the whole or any part of the principal shall become due and payable. The payment of the first installment of principal may be deferred for a period of not more than five years from the date of the bonds or the date of the bonds of each series respectively. The bonds shall bear interest at a rate or rates not to exceed five percent (5%) per annum, payable semiannually, except that interest for the first year may be payable at the end of said year. The board of directors may also provide for call and redemption of bonds prior to maturity at such times and prices and upon such other terms as it may specify. A bond shall not be subject to call or redemption prior to maturity unless it contains a recital to that effect or unless a statement to that effect is printed thereon.

The denomination of the bonds shall be stated in the resolution providing for their issuance, but shall not be less than *one thousand dollars (\$1,000)* *one hundred dollars (\$100)*. The principal and interest shall be payable in lawful money of the United States at the office of the treasurer of the district or such other place or places as may be designated, or at either place or places at the option of the holder of the bond.

The bonds shall be dated, numbered consecutively, and be signed by the president and treasurer of the district, countersigned by the secretary of the district, and the official seal of the district attached. The interest coupons of such bonds shall be signed by the treasurer of said district. All such signatures and counter signatures may be printed, lithographed or mechanically reproduced, except that one of said signatures or countersignatures to said bonds shall be manually affixed.

If the bond election proceedings have been limited to and have applied only to an improvement district within said district, said bonds are bonds of the district and shall be issued in the name of the district and shall be designated "Bonds of

----- Municipal Water District for Improvement District No. -----" and each bond and all interest coupons thereof shall state that taxes levied for the payment thereof shall be levied exclusively upon the taxable property in said improvement district.

Before selling the bonds, or any part thereof, the board of directors shall give notice inviting sealed bids in such manner as it may prescribe. If satisfactory bids are received, the bonds offered for sale shall be awarded to the highest responsible bidder. If no bids are received, or if said board determines that the bids received are not satisfactory as to price or responsibility of the bidders, it may reject all bids received, if any, and either readvertise or sell the bonds at private sale.

The proceeds arising from the sale of bonds shall be paid into the treasury of the district and placed to the credit of a special improvement fund and expended only for the purpose for which the indebtedness was created; provided, however, that when said purpose has been accomplished any moneys remaining in said special improvement fund may be transferred to the fund to be used for the payment of principal of and interest on the bonds. Said remaining moneys remaining from the sale of bonds of the district may also be used for some other municipal water district purpose. Such moneys remaining from the sale of bonds of the district for an improvement district therein may also be used for any purpose which will benefit the property in the improvement district. Said moneys may not be used for said

other municipal water district purpose or improvement district purpose until two-thirds of the qualified voters of said district or improvement district have consented thereto at a special election called in said district or improvement district by the board of directors. Notice of said election shall be given in the manner provided for bond elections in said district or improvement district, as the case may be, and in other respects the election shall be conducted as are other municipal water district elections.

SEC. 5. Section 35 of said act is amended to read:

Sec. 35. All acts and parts of acts in conflict herewith are hereby repealed. *If any section, subsection, sentence, clause or phrase of this act or the application thereof to any person or circumstance is for any reason held invalid the validity of the remainder of the act or the application of such provision to other persons or circumstances shall not be affected thereby. The Legislature hereby declares that it would have passed this act and each section, subsection, sentence, clause and phrase thereof irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases or the application thereof to any person or circumstance be held invalid.*

SEC. 6. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Many communities urgently need additional water facilities in order that the public health and safety may be preserved. To obtain these facilities it will be necessary for districts to enter into contracts with other public agencies; this cannot be accomplished unless and until the amendments to the Municipal Water District Act of 1911 provided by the within and foregoing amendatory act are made effective."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 431

Senator Gibson moved that Assembly Bill No. 431 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 431—An act to amend Sections 1301 and 1301.1 of the Education Code, relating to district superintendents.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly March 25, 1957, after "superintendents", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, after line 13, insert

"Sec. 3. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Many new junior colleges have been established or are being established and it is essential that superintendents be employed on July 1st at the commencement of the fiscal year so that courses of studies may be planned, faculties established, and other provisions be made for the operation of such junior colleges during that year."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which were referred:

Senate Bill No. 921

Senate Bill No. 92

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 921

Senator Thompson moved that Senate Bill No. 921 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 921—An act to add Section 2312 to the Welfare and Institutions Code, relating to the regulation of institutions and boarding homes for aged persons.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 1, of the title of the printed bill, strike out "Section 2312", and insert "Sections 2312 and 1629.5".

Amendment No. 2

On page 1, line 3, of the title after "persons", insert "and children."

Amendment No. 3

On page 1, lines 6 to 10, strike out "for persons, associations, or corporations licensed hereunder, in a case where the State Department of Social Welfare has instituted proceedings against any such person, association, or organization for revocation or suspension of its license,".

Amendment No. 4

On page 1, line 13, strike out "30", and insert "3".

Amendment No. 5

On page 1, after line 17, insert

"SEC. 2. Section 1629.5 is added to the Welfare and Institutions Code, to read: 1629.5. The director may bring an action to enjoin the threatened violation, or continued violation of the provisions of this chapter or of any of the regulations promulgated under this chapter in the superior court located in the county in which the violation occurred or is about to occur. Any proceeding under the provisions of this section shall conform to the requirements of Chapter 3 of Title 7 of Part 2 of the Code of Civil Procedure, except that the director shall not be required to allege facts necessary to show or tending to show the lack of an adequate remedy at law or to show or tending to show irreparable damage or loss."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

MOTION TO AMEND SENATE BILL NO. 92

Senator Teale moved that Senate Bill No. 92 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 92—An act to add Part 2, comprising Chapter 1, Sections 4000 to 4192, inclusive, to Division 5 of the Welfare and Institutions Code, to amend Sections 7.5, 103.4, 103.5, 114.5, 118.2, 119.5, 145, 145.1, and 145.4 thereof, and to amend Section 29802 of the Government Code, relating to a program of aid to the needy permanently and totally disabled in accordance with Title XIV of the Federal Social Security Act, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 1, in the heading of the printed bill, as amended in Senate April 26, 1957, strike out "Senator Teale", and insert "Senators Teale, Kraft, Richards, Short, and Murdy".

Amendment No. 2

On page 1, after line 19, insert

"If the disability is due to a physical condition the impairment must substantially restrict locomotion or must be such that activities are necessarily limited to the simplest functions of personal care. If the disability is due to a mental impairment the individual must require considerable care and supervision."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 2577

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 2577

Senator John F. McCarthy moved that Senate Bill No. 2577 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2577—An act to add Part 12, comprising Sections 15900 to 15911, inclusive, to Division 3 of Title 2, and to amend Sections 13009, 20017, 20603, and 20604 of the Government Code, relating to the State Police, specifying their powers and duties and retirement benefits, creating the Division of State Police in the Department of the California Highway Patrol, and transferring the State Police powers and duties and personnel of the Department of Finance thereto.

Bill read second time.

Motion to Amend

Senator John F. McCarthy moved the adoption of the following amendments:

Amendment No. 1

In lines 6 and 7 of the title of the printed bill, as amended in Senate April 9, 1957, strike out "the California Highway Patrol", and insert "Finance".

Amendment No. 2

On page 1, strike out lines 11 to 14, inclusive, and insert "sion in the Department of Finance."

Amendment No. 3

On page 1, lines 16 and 17, strike out "the California Highway Patrol", and insert "Finance".

Amendment No. 4

On page 1, strike out lines 18 and 19, and insert
 "(b) "Director" means the Director of Finance."

Amendment No. 5

On page 2, line 4, strike out "the California Highway Patrol", and insert "Finance".

Amendment No. 6

On page 2, line 10, strike out "commissioner", and insert "director".

Amendment No. 7

On page 2, line 21, strike out "commissioner", and insert "director".

Amendment No. 8

On page 2, strike out lines 24 to 40, inclusive.

Amendment No. 9

On page 3, strike out lines 26 and 27, and insert "Civil Service Act."

Amendment No. 10

On page 3, line 29, strike out "commissioner", and insert "director".

Amendment No. 11

On page 3, line 34, strike out "the department or with".

Amendment No. 12

On page 3, strike out lines 41, 42 and 43, and insert "said school or otherwise."

Amendment No. 13

On page 3, line 49, strike out "commissioner", and insert "director".

Amendment No. 14

On page 3, line 50, strike out "Highway Patrol", and insert "State Police".

Amendment No. 15

On page 4, lines 10 and 11, strike out "including".

Amendment No. 16

On page 4, line 12, strike out "department", and insert "Department of Finance".

Amendment No. 17

On page 4, line 23, after "Police" and before the comma, insert "in the Department of Finance".

Amendment No. 18

On page 4, line 38, after "Police" and before the comma, insert "in the Department of Finance".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which were referred:

Senate Bill No. 421

Senate Bill No. 2277

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 421

Senator John F. McCarthy moved that Senate Bill No. 421 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 421—An act to amend Section 300 of the Streets and Highways Code, relating to state highways.

Bill read second time.

Motion to Amend

Senator John F. McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 300 of", and insert "add Section 188.3 to".

Amendment No. 2

In line 2 of the title, strike out "state highways", and insert "the State Highway Fund".

Amendment No. 3

On page 1, strike out lines 1 to 9, inclusive, and insert

"SECTION 1. Section 188.3 is added to the Streets and Highways Code, to read:
188.3. The cost of operation, maintenance and insurance of all toll bridges in the San Francisco Bay area shall be paid out of money in the State Highway Fund available for the construction of state highways, prior to the allocation of money between county groups under Section 188."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND SENATE BILL NO. 2277

Senator John F. McCarthy moved that Senate Bill No. 2277 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2277—An act to amend Section 576 of the Vehicle Code, relating to requirements that vehicles stop at railway grade crossings.

Bill read second time.

Motion to Amend

Senator John F. McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 17, of the printed bill, after the period, insert "Such vehicle shall remain standing while any train is moving toward the crossing and is close enough to constitute an immediate hazard."

Amendment No. 2

On page 1, strike out lines 24 to 28, inclusive; and on page 2, strike out lines 1 and 2, and insert

"(d) Unless a train or locomotive is approaching, the driver of a motor vehicle need not stop as required in this section:

(1) At any industrial or spur track.

(2) At any branch line within a business or residence district which has distinctive signs or devices displayed with the approval of the Public Utilities Commission indicating that no stop need be made.

(e) Distinctive signs or devices of a type authorized by the Public Utilities Commission shall be erected at industrial or spur tracks to indicate that no stop need be made at such tracks."

Amendment No. 3

On page 2, line 3, strike out "(e)", and insert "(f)".

Amendment No. 4

On page 2, line 6, strike out "(f)", and insert "(g)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

ADJOURNMENT

At 5.52 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, May 2, 1957, out of respect to the memory of the late Arthur S. Crites.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-NINTH LEGISLATIVE DAY

SEVENTY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, May 2, 1957

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams 40.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

Almighty and Everlasting God, have mercy upon these Thy servants, our Senators, and direct them according to Thy loving kindness in the way of truth. May they by Thy help ever desire that which is pleasing to Thee, and accomplish with all their strength what is best for all our citizens. Remembering that it is Thee who pardons all their faults and fills their lives with good things, may they all bless Thee, O Lord and may they never forget Thy benefits to them. May Thy ear O Lord, be attentive to their prayer this day so that what they humbly seek of Thee may be granted to them in all its fullness. Pour out upon them the spirit of Thy love so that they may all be of one mind and one heart. As they put their trust in Thee, may they perform their work under Thy help and guidance. Make Thy face to shine upon them and assist them in accomplishing their tasks with justice and mercy to all, AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Lockeford Elementary School, Lockeford: Mrs. Anna Belle Danver, principal; Arthur K. Mankin, teacher; Toni Bell, Henry Bischel, Eugene Booth, Gloria Borra, Carolee Carloni, Paul Deegan, Carrol Flint, Connie Garduno, Norma Jurin, Ronnie

Kiss, Ronald Reed, Bonnie Ross, Jeanne Sallaberry, Ronnie Tucker, Dick Wahl, Mary Wahl, Louis Young, Jo Agans, Jerry Austin, Winita Barber, Steve Borra, Marvine Harper, Eric Hodel, Sandra Johnson, Ivan Lines, Dawn Matts, Larry Neu, Gail Perry, Patsy Phillips, Dyan Smith, George Spanos, and George Yarbrough; *parents*—Mrs. Emmett Perry, Mrs. Eugene Johnson, Mrs. Ruth Crosthwaite, Mrs. Ivan Lines, Sr., Mrs. Almo Booth, Mrs. Steve Borra, Mrs. Mike Jurin, and Mrs. Jack Sallaberry.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Ione Elementary School, Ione: Loretta Lundgren, Charlotte England, Elmarie Bonham, Helen Starr, Carmina Norton, Geraldine Kohler, Arleen Enos, Charlotte Kallenbeck, Cynthia Tonzi, Margaret Villa, Kay Mills, Margie McKusick, Lynette Uhlinger, Virginia Clifford, Sally Ray, Betty Quintana, Tomalynn Mahan, Laurie Powers, David Briski, Dickie Williams, David Eiehner, Tommy Corsaletti, Thomas McCarthy, Jimmy Parks, William Yarrington, Douglas Hawkins, Charles Easterling, Leroy Foxworthy, Micheal Sullivan, Guy Campbell, Leonard Frketich, Mike Jacino, Jimmy DuBoise, Mike Day, and Jim Peck; *adults*—Mrs. Neal Starr, Mrs. Charles Easterling, Mrs. William Norton, Mrs. Joe Foxworthy, Mr. George Kohler, Mrs. Mildred Emmons, teacher, and Mr. L. V. Nightengale, principal.

On request of Senator John F. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Brookside School, San Anselmo: Eugene William Andrews, David, Buhr, Rein Bernard Cahill, Robert Clyde Cain, William Fredrick Fischer, Richard Anthony Geminiani, Alan Gene Gizzi, Charles Edwin Glass, Donald Clarence Good, Russell Burgess Honeyman, Philip Edward Ostrander, Kenneth Lee Peck, Louis Patrick Ramsay, Gary Paul Rivara, James Turk, Joel Dean Wessenberg, Robert Dennis Whelan, James Patrick Windrick, Alan Burt Yeoman, June Ellen Blitch, Annette May Burge, Ruth Alice Cherry, Shirlie Yvonne Eastman, Delia Diane Gates, Donna Karen Hadley, Carol Lee Hansen, Rosalie Virginia Harper, Barbara Joan McNeil, Michele Christine Meyer, and Marilyn Emma Miller; *teacher*—Mr. Robert G. Cadwallader; *chaperones*—Mrs. Gino Gizzi, Mrs. W. W. Honeyman, Mrs. David Glass, and Mrs. Charles Hadley.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended Teachers Mrs. Ruth Janoushek, Miss Alice Mollet, Mr. George Rathnell, and the following students and parents from Oakley Union School, Oakley: Bruce Anderson, James Barlow, Billy Berry, John Bluebaugh, Kenneth Bryant, Sarah Bundrum, Raymond Caballero, Jean Cartwright, Virginia Clark, Betty Conness, Judy Copeland, Clifford Crandell, Eileen Curran, Betty Davis, Virginia Davis, Bob Diekey, Nadine Dill, Shirley Frisbee, Dwayne Gaston, Alan Graves, Kenneth Green, Donald Hall, Helen Harris, Geryl Hawkins, Jean Helland, Ruth Hernandez, Barbara Kennedy, Juanita Knauss, Jean Lane, Jerry Law, Linda Linn, Donald Machado, Robert Martin, Barbara Martinez, Alice Mendiola, Phillip Mendoza, Nell Moore, Gary Morales, Daniel Navarro, Melody Pease, Darlene Pinkston, Sharon Perkins, Linda Rangel, Blanca Robb, Frances Robles, Victoria Robles, Jane Rosas, Albert Saucedo,

Julia Saucedo, Bessie Scarfo, Paul Scroggins, Paulette Scroggins, Duane Shoemake, Carol Shrader, Frank Silva, Wayne Southerland, Evelyn Standridge, Jean Stonebarger, Wanda Thomas, Beatrice Torrez, Frances Tovar, Shirley Van Brunt, Shirley Weatherby, Frank Williams, Ralph Williams, Wayne Wright, Rodney Yoder, Harvey Young, and J. D. Zachery; *parents*—Mrs. Gaston, Mrs. Anderson, Mrs. Shoemake, Mrs. Martinez, Mrs. Saucedo, Mrs. Kennedy, Mrs. Robles, Mrs. Stonebarger, Mrs. Davis, and Mrs. Martin.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Henning Edlund, Director of Adult Education, Oakland Public Schools, Mrs. Brizaide G. Hare, Instructor, and the following students from the English class for foreign born, Laney Trade-Technical Division, Oakland Junior College: Mrs. Mitsue Yoshino, Mrs. Audrey Williams, Rudolph Dodds, Mrs. Angela Pettis, Mrs. Kuniko Imazumi, Mrs. Maria Schonemberger, Mrs. Norma Pedraza, Mrs. Mary Perreira, Mr. Alvaro Perreira, Miss Lucia Salas, Mrs. Maria Solorio, Mrs. Katina Lekatis, Mrs. Kathe Merten, Mrs. Satsuki Ideta, Mrs. Daisy Wong, Mrs. Miyoko Sundstrom, Mrs. Maria Becerra, Miss Elly Muller, Mrs. Hatsuko Lee, Mrs. Shigeko Collins, Miss Luisa Azaro, Mrs. Helen Pon, Mrs. Poo Ling Lo, Mrs. Gulenia Mashikian, Mr. Gim M. Jong, Mrs. Vasiliky Repas, Mrs. Iwana Tsatsos, Mrs. Xaxaro Gassoumas, Mrs. Mary Rouben, Mr. Sam Rouben, Mrs. Marina Zarate, Mrs. Wanda Tirimaceo, Mr. Felix Cai-cedo, Mr. Hernando Vallejo, Mr. Misael Quintero, Mr. Ignacio Arteaga, Eric G. J. Wong, Mr. Joseph Broudo, Mrs. Mercedes Mendoza, Mrs. Lila Romero, Mr. Steven Czuriga, and Mrs. Malvina Allen.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Boynton, Mr. Monger, Mr. Walter, Mr. Dresbach, Mr. Martella, and the following students from Edendale School, San Lorenzo School District: Beverly Ashley, Barbara Aube, James Barry, Albert Boch, Shirley Briggeman, Diane Buckley, Terry Busiek, Ronald Chace, James Corbett, Gary Cox, Ruth Crooks, Peter Diamond, Karen Feliciano, Larry Ferrario, Isaac Fukuda, Sharon Gillio, Stephen Graves, Francis Kurtz, Domenic Masselli, Rosemarie Pichichero, Carolyn Price, John Stephen Ream, Patricia Rutzler, Janice Sato, Gordon Schaufel, Diana Sumner, Vikki Thurston, Beverly Toole, Mary Ann Travers, Lana Wimberly, Karen Wood, Randy Adams, Bessie Apodoca, Carol Arnett, Randy Atkins, Claudia Blanchard, Patricia Cronin, Adolph Esecoto, David Edge, Sandra Ellison, Georgia Felice, John Ferdinand, Ronald Gonzales, David Hayashi, Dinah Houdashelt, Lynn Jasven, Lorraine Kellen, Francis Lapioli, Jacqueline Lavine, Marilyn Lay, Betty Marsh, Richard Medeiros, James Nishiyama, André Olivan, Geraldine Peters, Michael Phillips, Bernard Revei, Donald Sachs, Glenn Swing, Sandra Tackett, Virginia Velasquez, and Lawrence Wade.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. A. A. Wernsing of Hollywood.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Captain L. A. Rasmussen of Oakland, Captain A. H. Koshkin of San Francisco, and Captain Tom Smith of San Mateo.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Newton L. Hansen, Richard T. Furrer, Raymon E. Davis, Louis M. Apple, Leonard Seeley, E. C. Parks, Barnard S. Adams, Philip E. Heron, C. Gordon, Abe Doty, John N. Moseley, and Frank H. Snyder, all from Alameda County.

On request of Senators Cunningham and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lester Heap of Los Angeles.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. George Haines, Dean of Los Angeles College of Chiropractors.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lew Moran of Monterey.

On request of Senator Cunningham, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Alice Blount of San Bernardino.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Los Altos Republican Women: Mrs. Alma Jane Manson, Mrs. Paul I. Myers, Mrs. D. V. C. Castleman, Mrs. O. C. Brill, Mrs. Thomas J. Woodworth, Mrs. William L. Winner, Major Elizabeth Michener, Mrs. Sidney Schein, Mrs. David P. Larsen, Mrs. George G. Boyle, Mrs. A. T. Robart, Mrs. Fred Aeberhard, Mrs. Hershel Brown, Mrs. Clem J. Raulau, Mrs. Emma dePaackh, Mrs. Robert B. Fisher, Mrs. Robert M. Moore, Mrs. Jack C. Roylance, Mrs. W. L. Sandstrom, Mrs. S. W. Armstrong, Mrs. K. M. Lancaster, Mrs. Harriot Seifferle, Mrs. G. Conrad Baker, Mrs. H. H. Combs, Mrs. C. E. DeTracey, Mrs. Thomas U. Dorsey, Mrs. Joan Tan, Miss Dorothy Courtney, and Mrs. A. W. Rogers.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to George Britton of Morgan Hill.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ray Douglas and Roland Brook of Merced.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 2006

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, May 2, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 679
Assembly Bill No. 1047
Assembly Bill No. 1335
Assembly Bill No. 1358

Assembly Bill No. 1553
Assembly Bill No. 1918
Assembly Bill No. 2556

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 679—An act to add Part 3, comprising Sections 4500 to 4605, inclusive, to Division 5 of, to repeal Sections 2160.3, 2160.4, and 3044 of, and to add Sections 103.7, 124.5, 124.6, 2160.3, 3044, and 3044.1 to, the Welfare and Institutions Code, relating to a program of medical services to recipients of public assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Social Welfare.

Assembly Bill No. 1047—An act to amend Sections 34311 and 34326 of, and to add Sections 34314.5 and 34322.5 to the Government Code, relating to cities, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 1335—An act to amend Sections 3659.3 and 3659.5 of the Revenue and Taxation Code, relating to share claims of taxing agencies, and the distribution of share claim proceeds.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1358—An act to amend Section 8653 of the Revenue and Taxation Code, relating to the use fuel tax.

Referred to Committee on Transportation.

Assembly Bill No. 1553—An act to amend Sections 1550, 2180.5, and 3082 of the Welfare and Institutions Code, relating to the administration of public assistance.

Referred to Committee on Social Welfare.

Assembly Bill No. 1918—An act to amend Section 2226 of, and to add Sections 3009 and 3408 to, the Welfare and Institutions Code, relating to liens for public assistance.

Referred to Committee on Social Welfare.

Assembly Bill No. 2556—An act to add Section 2904.1 to the Revenue and Taxation Code, relating to collection of taxes on unsecured personal property assessed to unknown owners.

Referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 43

Senate Bill No. 316

Senate Bill No. 1873

Senate Bill No. 2076

Senate Bill No. 2333

Senate Bill No. 2609

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1572

Senate Bill No. 2446

Senate Bill No. 2656

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 855

Senate Bill No. 1510

Senate Bill No. 1218

Senate Bill No. 1517

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 154

Senate Bill No. 765

Senate Bill No. 168

Senate Bill No. 867

Senate Bill No. 228

Senate Bill No. 895

Senate Bill No. 261

Senate Bill No. 1165

Senate Bill No. 317

Senate Bill No. 1565

Senate Bill No. 519

Senate Bill No. 1615

Senate Bill No. 762

Senate Bill No. 1643

Senate Bill No. 764

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2580

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Constitutional Amendment No. 26

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BREED, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 174

Assembly Bill No. 4074

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BREED, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 179

Assembly Bill No. 180

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BREED, Chairman

Above reported bills ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Assembly Bill No. 1086

Assembly Bill No. 3586

Assembly Bill No. 3743

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Joint Resolution No. 16

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

WILLIAMS, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 492

Assembly Bill No. 3348

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

WILLIAMS, Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Joint Resolution No. 13

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

WILLIAMS, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 581

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Financial Institutions

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which was referred:

Assembly Bill No. 1028

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which was referred:

Assembly Bill No. 1145

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

BYRNE, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which were referred:

Senate Bill No. 407	Assembly Bill No. 1695
Assembly Bill No. 1214	Assembly Bill No. 1463

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:
Senate Bill No. 1275

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DESMOND, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:
Assembly Bill No. 1661

Has had the same under consideration, and reports the same back with the recommendation: **Re-refer to the Committee on Finance without recommendation.**

DESMOND, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 2497

Senate Bill No. 2499

Senate Bill No. 2498

Senate Bill No. 2500

Has had the same under consideration, and reports the same back with the recommendation: Refer to Committee on Rules for reference as a group to the proper interim committee for study.

DESMOND, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Concurrent Resolution No. 82

Has had the same under consideration, and reports the same back with the recommendation: Re-refer to the Committee on Rules for assignment to proper interim committee.

DESMOND, Chairman

Above reported resolution re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 1948

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DESMOND, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1230

Assembly Bill No. 1949

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

Above reported bills ordered to second reading.

COMMUNICATIONS

The following communication was received and read, and on motion of Senator Desmond, ordered printed in the Journal:

ASSEMBLY, CALIFORNIA LEGISLATURE, May 2, 1957

*Hon. Earl D. Desmond**Room 3090, State Capitol*

DEAR SENATOR: This is to confirm your request made to me in front of the Senate Governmental Efficiency Committee yesterday.

Yesterday I requested that your committee table my legislation, Assembly Bill No. 2812, as I felt that the legislation, because of killing amendments made in the Assembly, was not representative of my original bill.

Sincerely yours,

THOMAS M. REES

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Senate Bill No. 2183

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 86

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MCBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 925

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

HAROLD T. JOHNSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 2653

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HAROLD T. JOHNSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:

Senate Bill No. 1326

Senate Bill No. 2186

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

HAROLD T. JOHNSON, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 1774

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Elections

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 271

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 1029

Senate Bill No. 1234

Senate Bill No. 1233

Senate Bill No. 1082

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 1235

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Judiciary.

THOMPSON, Chairman

Above reported bill re-referred to Committee on Judiciary.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Assembly Bill No. 465

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 1232

Assembly Bill No. 1087

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

THOMPSON, Chairman

Above reported bills ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:

Senate Bill No. 2107

Senate Bill No. 2110

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, and be re-referred to Committee on Finance.

HAROLD T. JOHNSON, Chairman

Above reported bills ordered to third reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 627

Senate Bill No. 1186

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DESMOND, Chairman

Above reported bills ordered to second reading.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 363

Senator Dorsey moved that Senate Bill No. 363 be withdrawn from Committee on Education and re-referred to Committee on Local Government.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senators Murdy, Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams:

Senate Resolution No. 115

Relative to congratulating Joseph Allan Beek

WHEREAS, It has come to the attention of the Senate that a new classroom building at Newport Union High School has been named "Beek Hall" after Joseph Allan Beek, our Secretary of the Senate; and

WHEREAS, It is singularly appropriate that the new classroom building, which represents the growth of the Newport Harbor District should be named after Joseph Allan Beek who has had much to do with the development of the District; and

WHEREAS, As a graduate of Throop Polytechnic which later developed into the California Institute of Technology, Mr. Beek became a profound supporter of public school education, which interest led him to active participation as a member of the Board of Trustees of Newport Harbor Union High School from 1933 to 1954, 21 years during which he was a vital factor in shaping the educational program, and

deserves much of the credit for making the Newport Harbor Union High School an outstanding institution; now, therefore, be it

Resolved by the Senate of the State of California, That it congratulates Joseph Allan Beek upon the honor bestowed on him by the Newport Harbor Union High School; and be it further

Resolved, That a suitably prepared copy of this resolution be presented to Joseph Allan Beek.

Resolution read, and unanimously adopted on motion of Senator Murdy.

By Senators Hollister, Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams:

Senate Resolution No. 116

Relative to the Republic of Mexico's ninety-fifth anniversary of the Cinco de Mayo.

WHEREAS, On May 5th, our friend and neighbor, the Republic of Mexico, celebrates the ninety-fifth anniversary of her revered national holiday, Cinco de Mayo; and

WHEREAS, It was on this very day in 1862 when a small band of brave men under the command of Ignacio Zaragoza, greatly outnumbered, defeated the French in the Battle of Guadalupe, this glorious victory becoming an inspiring symbol of the people of Mexico's determination to achieve independence from foreign domination; and

WHEREAS, The flame of independence that burned so brightly on the fields of Guadalupe on the fifth day of May, 1862, continued to shed its light and courage, until today the Republic of Mexico shares with the rest of the hemisphere a common heritage of freedom and independence; and

WHEREAS, It is most fitting and proper to honor our good neighbor in her valiant struggle for freedom and to take this opportunity to reaffirm our faith in our free and independent form of life; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate, on behalf of the people of the State of California, extend to the people of Mexico their best wishes and felicitous greetings on the occasion of the celebration of their great national holiday, Cinco de Mayo, conveying to them our sincere expression of warm friendship and good will; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to His Excellency Adolfo Ruiz Cortines, the President of the Republic of Mexico.

Resolution read, and unanimously adopted on motion of Senator Hollister.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill No. 1857—An act to amend Section 27 of the Probate Code, relating to those who may take by will.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 160—An act to add Section 3897.1 to, and to amend Section 3898 of, the Education Code, relating to elementary school districts which are a part of two or more high school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Senate April 18, 1957, after "belong", insert ". or whether any reorganization shall take place".

Amendment No. 2

On page 1, line 21, strike out the quotation mark, and insert

“or

----- No Reorganization—Yes”.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 327—An act to amend Section 15 of Chapter 737 of the Statutes of 1951, relating to the Interim San Francisco Bay Ports Commission.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 612—An act to amend Sections 14274, 14332, 14335, 14340, 14558, and 14565 of, to repeal Sections 14331, 14333, 14336, 14562, and 14563 of, and to add Sections 14331, 14331.5, and 14562 to, the Education Code, relating to the State Teachers' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 613—An act to add Section 14301.1 to, and to amend Sections 14302, 14303, and 14306 of, the Education Code, relating to the State Teachers' Retirement System.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 615—An act to add Section 14631.1 to, and to amend Sections 14633 and 14641 of, the Education Code, relating to the State Teachers' Retirement System.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 616—An act to add Section 14684 to the Education Code, relating to the State Teachers' Retirement System, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1095—An act to add Section 6110 to the Public Resources Code, relating to the State Lands Commission.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1196—An act to amend Section 11263 of the Government Code, relating to interagency services and transactions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1226—An act to add Section 96 to the Agricultural Code, relating to fairs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1276—An act to amend Sections 14522, 14601, 14602, 14603, 14605, and 14640 of the Education Code, relating to the State Teachers' Retirement System.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1907—An act to amend Sections 23772, 25500, and 25505 of the Business and Professions Code, relating to alcoholic beverage licenses.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2084—An act to amend Section 9102 of the Government Code, relating to legislative offices.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2178—An act to amend Section 24048 of, and to add Sections 24048.1, 24048.2, 24048.3, and 24048.4 to, the Business and Professions Code, all relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Busch moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 1, of the printed bill, as amended in Senate April 24, 1957, strike out "subsections", and insert "subdivision".

Amendment No. 2

On page 2, line 10, strike out "subsection", and insert "subdivision".

Amendment No. 3

On page 2, line 17, strike out "subsection", and insert "subdivision".

Amendment No. 4

On page 2, line 18, strike out "subsection", and insert "subdivision".

Amendment No. 5

On page 2, line 33, strike out "24047.3", and insert "24048.3".

Amendment No. 6

On page 3, line 1, strike out "subsections", and insert "subdivision".

Amendment No. 7

On page 3, line 10, strike out "subsection", and insert "subdivision".

Amendment No. 8

On page 3, line 16, strike out "subsection", and insert "subdivision".

Amendment No. 9

On page 3, line 17, strike out "subsection", and insert "subdivision".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1779—An act to amend Section 3212 of the Labor Code, relating to workmen's compensation and insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Labor:

Amendment No. 1

On page 1, line 12, of the printed bill, after "full time", strike out "or part time".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1541—An act to add Section 1696.4 to the Labor Code, relating to farm labor contractors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Labor:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "in", and insert "for".

Amendment No. 2

On page 1, lines 4 and 5, strike out "connection with his business, activities or", and insert "his".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1544—An act to add Section 1696.2 to the Labor Code, relating to farm labor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Labor:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate April 2, 1957, strike out "in", and insert "for".

Amendment No. 2

On page 1, line 4, strike out "connection with his business, activities, or", and insert "his".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1545—An act to add Section 1696.3 to the Labor Code, relating to operation of motor vehicles in the transportation of farm laborers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Labor:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate April 2, 1957, strike out "person who operates a vehicle", and insert "farm labor contractor or person employed by a farm labor contractor who operates a bus or truck".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1571—An act to amend Sections 7015 and 7846 of the Elections Code, relating to the canvass of ballots.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate April 30, 1957, strike out "also".

Amendment No. 2

On page 1, line 22, strike out "also".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2350—An act to amend Section 956 of the Fish and Game Code, relating to nets.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate April 18, 1957, strike out "amend Section 956", and insert "add Section 957".

Amendment No. 2

Strike out all of lines 1 to 14, inclusive, and insert

"SECTION 1. Section 957 is added to the Fish and Game Code, to read:

957. In that part of District 118.5 lying north of a line drawn westerly from Point Sal, not more than 50 percent by weight of any load of fish shall consist of rockfish (Sebastes) on any boat when carrying or operating any type of trawl or drag net."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Rules for assignment to proper interim committee.

Senate Bill No. 250—An act to add Section 75030.5 to the Government Code, relating to the retirement of judges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, lines 17 and 18, of the printed bill, as amended in Senate April 3, 1957, strike out "Member of the Legislature, attorney general,".

Amendment No. 2

On page 2, lines 4 and 5, strike out "whose duties included the hearing of extradition matters".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 387—An act to amend Sections 75025 and 75070 and to repeal Section 75061 of, and to add Sections 75060.5, 75060.6 and 75104.5 to, the Government Code, relating to the retirement of judges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 1, of the title of the printed bill, as amended in Senate April 3, 1957, strike out "to amend Sections 75025 and 75070 and".

Amendment No. 2

On page 1, line 2, of the title, after "75060.6", insert ", 75104.4".

Amendment No. 3

On page 1, strike out lines 1 through 26.

Amendment No. 4

On page 2, strike out lines 1 through 7.

Amendment No. 5

On page 2, line 8, strike out "2", and insert "1".

Amendment No. 6

On page 2, line 9, strike out "3", and insert "2".

Amendment No. 7

On page 2, line 18, strike out "4", and insert "3".

Amendment No. 8

On page 3, strike out lines 6 through 51.

Amendment No. 9

On page 4, strike out lines 1 and 2, and insert

"SEC. 4. Section 75104.4 is added to said code, to read:

75104.4. The surviving spouse of any judge who dies before retirement and after becoming eligible for retirement pursuant to Section 75025 or Section 75033 or who dies while serving as judge and has served as a judge for 30 years, shall receive an allowance equal to one-half of the amount of the unmodified retirement allowance that would be payable to the judge were he living and retired under this chapter. The allowance is payable commencing upon the death of the judge and continuing until the death or remarriage of the surviving spouse. If, pursuant to this section, an allowance is paid to the surviving spouse of a judge, no payment shall be made pursuant to Section 75104 or Section 75104.5."

Amendment No. 10

On page 4, line 3, strike out "6", and insert "5".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1098—An act to add Section 23825 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out the first "a".

Amendment No. 2

On page 1, strike out line 7, and insert "where there is a temporary increase in population and in—".

Amendment No. 3

On page 1, strike out lines 9 to 21, inclusive, and insert "tain periods of the year."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1189—An act to amend Section 15862 of the Government Code, relating to the acquisition of property by the State Public Works Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 8, of the printed bill, after "transfer", insert "jurisdiction of".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1220—An act to add Section 20921.2 to the Government Code, relating to the State Employees' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in Senate March 18, 1957, strike out "Section 20922", and insert "the provisions of this section".

Amendment No. 2

On page 2, after line 6, insert

"Any member eligible to be credited with state service for time during which he was in military service as provided in this section, may not later than 90 days after the effective date of this section, file with the board such information relative to his military service as the board may require, and shall contribute to the retirement fund, at times and in a manner fixed by the board, amounts equal to (1) the contributions which he would have made to the fund during the time he was in military service, assuming he had then been in state service, on the basis of his compensation payable at the time he was laid off from state service, and (2) an amount equal to the additional interest that would have been credited to his account under such assumption, and (3) in the case of members who make payment by other than lump-sum payment, interest on the unpaid balance of the amount payable into the retirement fund pursuant to this section, beginning on the date of his re-employment by the State, at the rate of interest currently being used from time to time under the system. When any such contributions have been made, the State shall thereupon contribute an amount equal to that which it would have contributed under Chapter 6 of this part of the contributions had been deducted from contributions to the manner from state funds. For the purposes of Chapter 6 the compensation on which the member's contributions were based shall be deemed to have been paid from the General Fund."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2032—An act to amend Section 1, and to repeal Sections 2, 3, and 4, of Chapter 120 of the Statutes of 1925; to amend Section 1, and to repeal Sections 2, 3, 4, 5, 6, 7, and 8, of Chapter 184 of the Statutes of 1947; and to amend Section 1, and to repeal Sections 2, 3, 4, 5, 6, 7, and 8, of Chapter 593 of the Statutes of 1953; relating to the grants in trust of certain tide and submerged lands to the City of Chula Vista, and to the government, management, and control of such lands.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 8, line 15, of the printed bill, after "City of", strike out the balance of the line and line 16, and insert "Chula Vista, as described in 'An act respecting the tidelands and submerged lands granted pursuant to Chapter 49, Statutes of 1923, and Chapter 293, Statutes of 1931, located in San Diego Bay, describing and fixing the boundaries of said lands and providing for the execution of deed with reference thereto', approved July 19, 1947."

SEC. 8. There is hereby excepted and reserved to the State of California all deposits of minerals, including oil and gas, in said lands, and to the State of California, or persons authorized by the State of California, the right to prospect for, mine, and remove such deposits from said lands.

SEC. 9. The State Lands Commission shall, at the cost of the grantee, survey, monument, plat, and record in the Office of the Recorder of San Diego County, the area of state lands described in this act. Said city shall enter into a contract with

the State Lands Commission for surveying, monumenting and platting the area of state lands granted by this act, and shall, upon submission of invoices by the State Lands Commission, pay said costs as a condition precedent to the grant of lands hereunder.

Sec. 10. If any provision of this act or the application thereof to any person or circumstance is held invalid, the remainder of this act, or the application of such provision to other persons or circumstances, shall not be affected thereby."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2661—An act to amend Sections 9359.8, 9361, and 9361.1 of the Government Code, relating to the Legislators' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2 of the printed bill, strike out lines 6 to 16, inclusive, and insert "ance."

Amendment No. 2

On page 2, line 35, after "9359.8.", insert "If a member dies without having elected an optional settlement and there is a surviving spouse, he shall be deemed for the purposes of this paragraph to have elected Optional Settlement No. 2."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2176—An act to amend Section 23954.5 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, lines 12 and 13, of the printed bill, strike out "one thousand dollars (\$1,000)", and insert "one hundred fifty dollars (\$150)".

Amendment No. 2

On page 1, lines 14 and 15, strike out "five hundred dollars (\$500)", and insert "one hundred dollars (\$100)".

Amendment No. 3

On page 1, line 17, strike out "two hundred fifty dollars (\$250)", and insert "twenty-five dollars (\$25)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1124—An act to amend Sections 16.3 and 39.1, repeal Section 16.4, and add Article 1.5 (commencing with Section 1235) to Chapter 3, Part 3, Division 4, of the Fish and Game Code, relating to deer.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 5 of the printed bill, as amended in Senate April 25, 1957, after line 24, insert

"Sec. 4. This act shall be effective until the ninety-first day after final adjournment of the 1959 Regular Session of the Legislature and thereafter shall have no

force or effect, except any order or regulation made pursuant to Article 1.5 (commencing at Section 1235) of Chapter 3, Part 3, Division 4 of said code shall be operative and effective until December 31, 1959."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 203—An act to add Article 4 (commencing with Section 26945) to Chapter 4, Part 3, Division 2 of Title 3 of the Government Code, relating to the qualifications of county auditors.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 11—An act to amend Section 2082 of the Elections Code, relating to delegates to national party conventions.

Bill read second time, and ordered to third reading.

Assembly Bill No. 272—An act to amend Section 230 of the Elections Code, relating to form of affidavit of registration.

Bill read second time, and ordered to third reading.

Assembly Bill No. 275—An act to amend Sections 651 and 652 of the Elections Code, relating to precinct boards.

Bill read second time, and ordered to third reading.

Assembly Bill No. 276—An act to amend and renumber Section 678.5 of the Elections Code, relating to precinct boards and polling places.

Bill read second time, and ordered to third reading.

Assembly Bill No. 277—An act to add Sections 687.5 to the Elections Code, relating to election procedure.

Bill read second time, and ordered to third reading.

Assembly Bill No. 279—An act to amend Section 3828 of the Elections Code, relating to ballot composition.

Bill read second time, and ordered to third reading.

Assembly Bill No. 280—An act to repeal Section 3830 of, and to add Section 3830 to, the Elections Code, relating to ballot facsimiles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 281—An act to repeal Section 3946 of, and to add Section 3946 to, the Elections Code, relating to ballot facsimiles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 282—An act to amend Section 4533, and repeal Section 4534 of the Elections Code, relating to campaign statements.

Bill read second time, and ordered to third reading.

Assembly Bill No. 283—An act to amend Sections 5503, 7007, 7008, 7009, 7019, 7021, 7104, and 7207 of the Elections Code, relating to tally sheets.

Bill read second time, and ordered to third reading.

Assembly Bill No. 297—An act to repeal Chapter 4 (consisting of Sections 5800 through 5810) of Division 8 of, and to amend Section 5704 of, the Elections Code, relating to voting at primary elections.

Bill read second time, and ordered to third reading.

Assembly Bill No. 300—An act to amend Section 2571 of the Elections Code, relating to elections.

Bill read second time, and ordered to third reading.

Assembly Bill No. 375—An act to amend Section 46.5 of the Elections Code, relating to election procedure.

Bill read second time, and ordered to third reading.

Assembly Bill No. 412—An act to amend Section 2751 of the Elections Code, relating to certification of candidates.

Bill read second time, and ordered to third reading.

Assembly Bill No. 293—An act to amend Sections 1452, 1505, and 1506 of the Elections Code, relating to measures on the ballot.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1632—An act to amend Section 3041 of the Elections Code, relating to independent nominations.

Bill read second time, and ordered to third reading.

Assembly Bill No. 841—An act to add Section 23452.5 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 871—An act to amend Section 1062 of the Government Code, relating to the absence of public officers, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1099—An act to amend Section 14104.5 of the Government Code, relating to the performance of public work.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1397—An act to amend Sections 21291 and 21298 of the Government Code, relating to the State Employees' Retirement System.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1952—An act to amend Section 23380, and to repeal Section 23782 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1957—An act to amend Section 23433 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2343—An act to amend Sections 23389 and 23390 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2433—An act to amend Section 21702 and to repeal Section 21708 of the Government Code, relating to integration of the State Employees' Retirement System and old age and survivors insurance and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2601—An act to amend Section 31652.1 of the Government Code, relating to retirement of employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2743—An act to amend Section 5033 of the Public Resources Code, relating to powers and duties of the State Park Commission.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2845—An act to add Section 50534 to the Government Code, authorizing a county and retirement board to contract for the erection of public buildings on public squares.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3747—An act to add Section 1194.1 to the Insurance Code, Sections 20205.1, 31595.1, 45308.1 to the Government Code, and Section 14340.1 to the Education Code, relating to the investment of public moneys in bonds issued under the Improvement Bond Act of 1915.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1104—An act to provide for the creation of the Los Angeles Metropolitan Transit Authority and prescribe the powers and duty thereof; authorizing the authority to acquire, construct and operate mass rapid transit systems; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein; and to repeal the "Los Angeles Metropolitan Transit Authority Act," Chapter 1668 of the Statutes of 1951.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Assembly March 25, 1957, after "County", strike out the comma.

Amendment No. 2

On page 1, strike out lines 7 to 9, inclusive.

Amendment No. 3

On page 4, line 4, strike out "13", and insert "seven".

Amendment No. 4

On page 4, line 5, strike out ", seven of whom shall", and insert a period.

Amendment No. 5

On page 4, strike out lines 6 and 7.

Amendment No. 6

On page 4, line 9, strike out "from Los Angeles County".

Amendment No. 7

On page 4, line 12, strike out "The additional six members of".

Amendment No. 8

On page 4, strike out lines 13 and 14.

Amendment No. 9

On page 4, lines 17 and 18, strike out ", and shall continue to be a resident of the county from which he is appointed".

Amendment No. 10

On page 4, line 26, strike out "the county from which he is appointed", and insert "Los Angeles County".

Amendment No. 11

On page 5, line 48, after "(c)", insert "Employees shall have the right to self-organization, to form, join, or assist labor organizations, to bargain collectively through representatives of their own choosing, and to engage in other concerted activities for the purpose of collective bargaining or other mutual aid or protection."

Amendment No. 12

On page 6, lines 8 and 9, strike out "upon the request of either", and insert "upon the agreement of both".

Amendment No. 13

On page 6, strike out lines 16 to 20, inclusive, and insert "unable to agree, the names of five persons experienced in labor arbitration shall be obtained from the Supervisor of Conciliation of the Division of Conciliation, Department of Industrial Relations. The labor organization and the authority shall, alternately, strike a name from the list so supplied, and the name remaining after the labor organization and the authority have stricken four names, shall be designated as the arbitrator. The labor organization and the authority shall determine by lot who shall first strike from the list. The decision of a majority of the arbitration board shall be final and binding upon the parties thereto. The expenses of arbitration shall be borne equally by the parties. Each party shall bear his own costs.

No contract or agreement shall be made with any labor organization, association, group, or individual, or be assumed under the provisions of this section, where such organization, association, group, or individual denies membership to or in any manner discriminates against any employee on the grounds of race, creed, color or sex; provided, that such organization may preclude from membership any individual who advocates the overthrow of the government by force or violence. The authority shall not discriminate in regard to employment against any person because of his race, creed, or color."

Amendment No. 14

On page 6, line 25, after "hearing", insert "after due notice to all interested parties".

Amendment No. 15

On page 6, line 25, strike out "may", and insert "shall thereupon".

Amendment No. 16

On page 6, lines 27 and 28, strike out "and provide for an election to determine the question of representation", and insert "No craft, class, or classification of employees for which a labor organization has previously bargained with the system or any part of it prior to or after its acquisition by the authority shall be deemed to be inappropriate unless a majority of the employees in the proposed craft, class, or classification unit vote against separate representation.

The State Conciliation Service shall provide for an election to determine the question of representation and shall certify the results to the parties."

Amendment No. 17

On page 6, line 34, strike out the period, and insert "; provided, that no collective bargaining agreement shall be construed to be a bar to representation proceedings for a period of more than two years."

Amendment No. 18

On page 6, line 37, strike out "to", and insert "the authority shall assume and observe all existing labor contracts. To".

Amendment No. 19

On page 6, line 38, after "such", insert "acquired".

Amendment No. 20

On page 7, line 1, strike out "The provisions of this section shall not apply", and insert "The authority may extend the benefits of this section".

Amendment No. 21

On page 7, between lines 2 and 3, insert

"(f) The authority shall not acquire any existing system or part thereof whether by purchase, lease, condemnation, or otherwise, nor shall the authority dispose of or lease any transit system or part thereof, nor merge, consolidate or co-ordinate any transit system or part thereof, nor substitute any type of equipment on any system or part thereof for the then existing equipment, or reduce or limit the lines or service of any existing system or of its system unless it shall first have made adequate provision for any employees who are or may be displaced, or whose wages, hours, place, or conditions of employment are or may be adversely affected. The terms and conditions of such provisions shall be a proper subject of collective bargaining with the labor organizations that represent such employees. In no event shall less protection be afforded to such employees than that provided by the terms of the protective agreement between the Brotherhood of Railroad Trainmen and the Pacific Electric Railway Company dated September 10, 1953. In the event that at the time the authority acquires a system or part thereof, and former or furloughed employees of such system are at that time entitled to protection under a collective bargaining agreement or an order of the Public Utilities Commission or other public agency, the authority shall provide for the continuation of such protection for the period of the agreement or order."

Amendment No. 22

On page 8, between lines 7 and 8, insert

"SEC. 3.12. Notwithstanding anything herein to the contrary, the Public Utilities Commission is authorized to prescribe safety devices and safety regulations for the authority or any corporation, association, or individual, acting for or on behalf of the authority in the construction, alteration, operation or management of any portion of the transit system. The authority shall comply with such safety devices and safety regulations as have been or may be prescribed by the Public Utilities Commission and with all safety orders, decisions, rules, directions, demands or requirements of the commission applicable to rapid transit systems or passenger stage corporations. Any failure to comply therewith or any violation thereof shall subject the authority to the penalties, liability, and injunctive process provided by Chapter 11 (commencing at Section 2101), Part 1, Division 1 of the Public Utilities Code."

Amendment No. 23

On page 13, between lines 45 and 46, insert

"Notwithstanding any provision of this act, to the contrary, the authority shall not, either directly or indirectly, either itself or by lease or by contract with any person or persons or otherwise, establish any mass rapid transit service or system in such manner or form as will or may, either then or at any time in the future, divert, lessen or compete for the patronage or revenues of any publicly owned system unless and until it has complied with the following procedure and receive the consent of the public corporation concerned, in the following manner:

The authority shall submit to the legislative body in charge of the publicly owned system a written detailed statement covering the proposed plan affecting the publicly owned system. Thereafter, the public corporation concerned shall hold a public hearing before the legislative body thereof on the proposal submitted, and such legislative body shall take such action as in its judgment will be in the public interest. If the proposal calls for the sale of the entire system or any portion thereof, the legislative body shall submit such proposal to a vote of the electors of the public corporation owning such transportation system. If such question is submitted to the electors and they decline to consent, the authority shall not proceed and shall not locate any new route into the area served by the publicly owned system. Should consent to the proposal submitted by the authority be granted by the legislative body of the public corporation, or if the proposal involves the sale of such publicly owned system or any portion thereof and the electors consent to such sale, then the authority shall proceed in the same manner as provided in this section for the acquisition of privately owned public utilities."

Amendment No. 24

On page 21, strike out lines 40 to 47, inclusive, and insert

"SEC. 6.2. After receiving such reports, the authority shall determine and declare by resolution whether or not the proposed plan of work is feasible and whether or not the project, as set forth in such reports, is necessary, and if so, shall make an order determining the amount of revenue bonds that should be issued in order to raise the amount of money necessary therefor. In determining such amount, sufficient shall be included to cover the cost of inspection of works

in course of construction. Such determination by the authority shall constitute a conclusive determination that the reports then on file with the authority are adequate and sufficient to enable the authority to make the determination set forth in such resolution.

SEC. 6.3. After adoption of the report and estimate of the amount of money required to be raised, the authority shall call a special election and submit to the qualified voters of the authority the proposition of incurring a bonded indebtedness for the acquisition, construction and completion of rapid transit facilities by the authority and all other works, property, or structures necessary or convenient therefor and for the purpose of carrying out the provisions of this act.

SEC. 6.4. The resolution calling the special election shall contain:

- (a) A statement of the general object and purpose of incurring the indebtedness.
- (b) Statement of the estimated cost of the proposed work and improvements.
- (c) The amount of the principal of the indebtedness to be incurred therefor.
- (d) The maximum term, which shall not exceed fifty (50) years, that the bonds proposed to be issued shall run before maturity.
- (e) The maximum rate of interest to be paid on said indebtedness, which shall not exceed six (6) percent per annum.

(f) A statement that interest, to be paid upon such bonds during the estimated period of construction of the works of the authority and for three years thereafter, or less, shall be a capital charge, and shall be payable out of the principal sum realized from the sale of bonds.

(g) The date on which the special bond election will be held, the hours during the day which the polls, will be open, and the manner of voting for and against the incurring of such indebtedness; provided, however, the authority shall have no power within six (6) months after an election at which a proposition submitted to the qualified electors of the district failed to receive the requisite number of votes as provided in Section 6.11 to call another election for incurring any indebtedness for purposes substantially the same as voted upon at such prior election. If the special bond election is consolidated with any other election, the hours during which the polls shall be kept open shall be the same as those provided for the election with which the election called pursuant to this act is consolidated and reference to that effect in the resolution shall be sufficient without specifying the particular hours.

SEC. 6.5. Any election submitting the proposition of incurring indebtedness and the issuance of revenue bonds called pursuant to the provisions of this chapter, may be held separately, or may be consolidated with any other election authorized by law, at which the qualified voters of the county are entitled to vote.

SEC. 6.6. Notice of a special bond election shall be given by publication of a notice once a week in each calendar week for two successive calendar weeks at any time prior to the election (the first publication of which shall be not less than twenty (20) days nor more than ninety (90) days prior to the date fixed for the election) in at least one newspaper of general circulation and in not more than three newspapers, designated by the authority, which are printed and published in the metropolitan area. The text of the resolution as published to constitute notice of such election shall be substantially as follows:

"NOTICE OF ELECTION

"Notice is hereby given to the qualified electors of the Los Angeles Metropolitan Transit Authority that the authority has duly adopted a resolution calling a special bond election within the authority on _____ (specifying the date of the election), which resolution is available for inspection during business hours at the office of the authority."

SEC. 6.7. All the expenses of holding the election shall be borne by the authority except when the election is consolidated with another election pursuant to Chapter 4 (commencing at Section 10050), Part 2, Division 11 of the Elections Code in which case the expense borne by the authority shall be that agreed upon by the authority and the other governing body calling the election.

SEC. 6.8. No error, irregularity or omission in the calling, holding or conducting of any special bond election which does not affect the substantial rights of the electors voting at any election at which bonds of the authority are authorized to be issued shall invalidate the election or any bonds authorized thereat.

SEC. 6.9. The returns of the election shall be made and the votes shall be canvassed by the Clerk of Los Angeles County within thirty (30) days after holding of the election, who shall certify the result of the election to the authority.

In the event that the election is consolidated with any other election, the returns of the election, the method of canvassing, and the results thereof shall be designated and declared in accordance with Chapter 4 (commencing at Section 10050), Part 2, Division 11 of the Elections Code.

SEC. 6.10. Any special bond election called pursuant to this act, all residents of the authority who are qualified electors possessing the qualifications prescribed by the general election laws of the State shall be entitled to vote thereat. All special bond elections shall be held and conducted as nearly as practicable in accordance with the general laws of the State including provisions with respect to voting by absent voters, but the requirements as to the form of ballots need not

apply except to the extent adopted by the authority. Whether a resident of the authority is a qualified elector within the authority shall be conclusively determined by the last great register of voters of the county. Except when the special bond election is consolidated with any other election, the authority shall designate the hours during which the polls shall be kept open. The polls shall not be opened before 7 a.m. nor kept open later than 8 p.m. and shall be kept open for not less than four hours.

SEC. 6.11. At any special bond election two or more propositions for incurring indebtedness may be submitted at the same election in which event the votes cast for and against each proposition shall be counted separately, and whenever a majority of the qualified electors voting on any one of such propositions vote in favor thereof such proposition shall be adopted. Upon such adoption, the authority may proceed to authorize, issue, and sell revenue bonds to the amount adopted at such time, or from time to time, as is necessary to carry out the general object and purpose of the proposition as adopted."

Amendment No. 25

On page 21, line 48, strike out "6.3.", and insert "6.12."

Amendment No. 26

On page 21, line 51, strike out "6.4.", and insert "6.13."

Amendment No. 27

On page 22, line 21, strike out "6.5.", and insert "6.14."

Amendment No. 28

On page 22, line 39, strike out "6.6.", and insert "6.15."

Amendment No. 29

On page 22, line 45, strike out "6.7.", and insert "6.16."

Amendment No. 30

On page 23, line 1, strike out "6.8.", and insert "6.17."

Amendment No. 31

On page 23, line 5, strike out "6.9.", and insert "6.18."

Amendment No. 32

On page 23, line 11, strike out "6.10.", and insert "6.19."

Amendment No. 33

On page 23, strike out lines 16 and 17.

Amendment No. 34

On page 24, line 10, strike out "6.11.", and insert "6.20."

Amendment No. 35

On page 24, line 15, strike out "6.12.", and insert "6.21."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 857—An act to add Article 4 to Chapter 3, Division 4 of the Elections Code, relating to ballot arguments on city measures.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 15, of the printed bill, strike out "or", and insert a comma.

Amendment No. 2

On page 1, line 15, after "charter", insert "or ordinance enacted pursuant thereto".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 237—An act to add Section 5931.7 to the Elections Code, relating to war voters.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "voter's", and insert "voter".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2504—An act to amend Section 845.2 of the Fish and Game Code, and amend Section 8633 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to application for repossession of net.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2505—An act to amend Section 919 of the Fish and Game Code, and amend Section 8780 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to bait net.

Bill read second time, and ordered to third reading.

Assembly Bill No. 415—An act to amend Section 75025 of the Government Code, relating to judges' retirement.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, between lines 11 and 12, insert

"(b) Age 69, with an aggregate of 12 years of service as a judge within the 16 years immediately preceding the effective date of retirement.

(c) Age 68, with an aggregate of 14 years of service as a judge within the 18 years immediately preceding the effective date of retirement.

(d) Age 67, with an aggregate of 16 years of service as a judge within the 20 years immediately preceding the effective date of retirement.

(e) Age 66, with an aggregate of 18 years of service as a judge within the 22 years immediately preceding the effective date of retirement."

Amendment No. 2

On page 1, line 12, strike out "(b)", and insert "(f)".

Amendment No. 3

On page 1, line 15, strike out "(c)", and insert "(g)".

Amendment No. 4

On page 1, line 18, strike out "(d)", and insert "(h)".

Amendment No. 5

On page 1, between lines 19 and 20, insert

"(i) Age 60, with an aggregate of 20 years of service as a judge within the 24 years immediately preceding the effective date of retirement."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1031—An act to amend Section 19258 of the Government Code, relating to the personnel of the state civil service.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 15, of the printed bill, after the first "of", insert ", and where such act is committed on the premises of,".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1233—An act to add Article 13, consisting of Sections 31800 to 31813 to Chapter 3, Part 3, Division 4, Title 3 of the Government Code, relating to the retirement of employees of local governmental agencies in respect to the integration of old age and survivors insurance coverage with existing local systems, declaring the urgency thereof to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, of the printed bill, as amended in the Senate April 29, 1957, between lines 27 and 28, insert

"Nothing in this article shall authorize the extension of the federal system to service in any policeman's or fireman's position covered by a retirement system established under this chapter."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1950—An act to amend Section 24049 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 6, of the printed bill, after the first "Law", insert a comma.

Amendment No. 2

On page 1, line 6, strike out "or under" and "or any".

Amendment No. 3

On page 1, line 7, strike out "amounts due under the Unemployment Insurance Code".

Amendment No. 4

On page 1, line 9, strike out the period, and insert ", when such tax liability arises in full or in part out of the exercise of the privilege of an alcoholic beverage license, or any amount due under the Unemployment Insurance Code when such liability arises out of the conduct of a business licensed by the Department of Alcoholic Beverage Control."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3117—An act to add Article 10 (commencing at Section 427) to Chapter 2, Part 1, Division 1 of, and to repeal Section 210 of, the Health and Safety Code, and to repeal Chapter 18 (commencing at Section 26000) of Division 9 of the Business and Professions Code, relating to alcoholic rehabilitation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly March 28, 1957, strike out line 9, and insert

"427. There shall be a division established within the State Department of Public Health which shall be known as the Alcoholic Rehabilitation Division. The department shall, through the division, engage in the treatment and rehabilitation of alcoholics by contract with local agencies or otherwise. It shall also, through the division, in—".

Amendment No. 2

On page 2, strike out lines 3 to 39, inclusive, and insert "financial assistance on behalf of the State.

427.3. The Alcoholic Rehabilitation Commission is abolished. The department succeeds to and is vested with all powers, duties, responsibilities, and jurisdiction of the commission under any existing contract between the commission and any local governmental agency or voluntary nonprofit organization.

427.4. The Director of Public Health may appoint an advisory committee consisting of five members serving at his pleasure to advise him and the department in the performance of the duties imposed by this article. He shall also designate the chairman thereof from time to time. The committee shall be solely advisory in character and shall not be delegated any administrative authority or responsibility. Committee members shall serve without compensation, but shall be reimbursed for actual and necessary expenses incurred in connection with the performance of their duties."

Amendment No. 3

On page 3, lines 5 and 6, strike out "and the Alcoholic Rehabilitation Commission in carrying out their", and insert "in carrying out its".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1557—An act to amend Section 585 of the Vehicle Code, relating to removal of vehicles from highways.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 1173—An act to amend Section 136 of the Vehicle Code, relating to authority of director, deputy director, registrar, deputy registrar and investigators.

Motion to Refer Bill to Inactive File

Senator Collier moved that Senate Bill No. 1173 be placed on the inactive file.

Motion carried.

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 2152 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Abshire moved that Senate Bill No. 2228 be passed on file and retain its place on file.

Motion carried.

Senate Concurrent Resolution No. 70—Relative to the transfer and issuance of on-sale general licenses by the Department of Alcoholic Beverage Control.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Berry, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Dolwig, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Short, Sutton, and Teale—25.

NOES—Senators Beard, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Murdy, and Richards—8.

Resolution ordered transmitted to the Assembly.

Motion to Be Excused

At 3.28 p.m., Senator Erhart moved that he be excused to attend the Assembly Committee on Ways and Means.

Motion carried.

Motion to Be Excused

At 3.29 p.m., Senator Collier moved that he be excused to attend the Assembly Committee on Transportation.

Motion carried.

Motion to Be Excused

At 3.30 p.m., Senator Farr moved that he be excused to attend the Assembly Committee on Ways and Means.

Motion carried.

Motion to Be Excused

At 3.35 p.m., Senator Kraft moved that he be excused to attend an Assembly committee.

Motion carried.

Senate Bill No. 2231—An act to amend Section 5733 of, and to repeal Chapter 3.5 (commencing at Section 5750) and Chapter 7 (commencing at Section 6700) of Division 8 of, the Elections Code, relating to ballots.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Coley, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Teale, and Williams—32.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Motion to Retain Place on File

Senator Abshire moved that Senate Bills Nos. 73, 79 and 74 be passed on file and retain their places on file.

Motion carried.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 2198—An act to add Section 6103.4 to the Government Code, relating to exemptions from fees or charges for official services.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Desmond Presiding

At 3.44 p.m., Senator Earl D. Desmond of the Nineteenth District, presiding.

Senate Bill No. 1634—An act to amend Section 6500 of the Business and Professions Code, relating to barbers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—36.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 248—An act to add Chapter 1.5 (comprising Section 328) to Division 3 of the Agricultural Code, relating to the sale of livestock.

Bill read third time.

Previous Question

Senator Beard moved the previous question.

Motion carried.

The President put the question.

The question being on the final passage of Senate Bill No. 248.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Sutton, Teale, Thompson, and Williams—32.

NOES—Senators Dolwig, Robert I. McCarthy, and Richards—3.

Bill ordered transmitted to the Assembly.

Motion to Set Special Order

Senator Short moved that Senate Bills Nos. 245 and 244 be made a special order of business for Wednesday, May 8, 1957, at 3.30 p.m.

Motion carried.

Senate Bill No. 201—An act to amend Section 6001 of, and to add Sections 6008, 6008.1, 6008.2, 6008.3, 6008.4, and 6008.5 to, the Business and Professions Code, relating to the powers and properties of the State Bar of California, a public corporation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Colby, Collier, Coombs, Cunningham, Desmond, Delworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, H. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 855—An act to amend Sections 969a, 969e, and 3024 of the Penal Code, relating to minimum terms of imprisonment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Colby, Collier, Coombs, Cunningham, Desmond, Delworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, H. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, and Thompson—32.

NOES—Senators Dilworth and Donnelly—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1510—An act to add Title 11 to Part 2 of the Code of Civil Procedure, relating to releases from and contribution among joint tortfeasors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Colby, Collier, Coombs, Cunningham, Desmond, Delworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, H. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Motion to Be Excused

At 4:37 p.m., Senator Farr moved that he be excused to attend an Assembly committee.

Motion carried.

Senate Bill No. 2208—An act to add Section 1202.5 to the Public Utilities Code, and to amend Section 189 of, and to add Sections 190 and 191 to, the Streets and Highways Code, relating to crossings and intersections of railroads and highways.

Bill read third time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, strike out lines 33 to 39, inclusive.

Amendment read, and adoption refused.

Further Consideration of Senate Bill No. 2208

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Short, Teale, Thompson, and Williams—33.

NOES—Senators Beard, Dorsey, Robert I. McCarthy, Miller, and Richards—5.

Bill ordered transmitted to the Assembly.

Motion to Be Excused

At 4.53 p.m., Senator Arnold moved that he be excused to attend an Assembly committee.

Motion carried.

Senate Bill No. 1643—An act to add Section 30609 to the Streets and Highways Code, relating to crossings of San Francisco Bay, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—33.

NOES—Senators John F. McCarthy and Miller—2.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—32.

NOES—Senators John F. McCarthy and Miller—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2580—An act to repeal Sections 4755, 4756, and 4757 of, and to add Section 4755 to, the Health and Safety Code, relating to county sanitation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Short, Teale, and Williams—28.

NOES—Senators Dilworth, Donnelly, Murdy, and Richards—4.

Bill ordered transmitted to the Assembly.

MOTIONS TO RECONSIDER

Senate Bill No. 2410—An act to amend Sections 17208 and 24349 of, to repeal Section 17209 of, and to add Sections 17209, 17210, 17211, 17212, 17213, 24350, 24351, 24352, 24353, and 24354 to, the Revenue

and Taxation Code, relating to bank and corporation and personal income taxes.

Motion to Reconsider Senate Bill No. 2410

Pursuant to his motion previously made, Senator Breed moved that the Senate, at this time, reconsider the vote whereby Senate Bill No. 2410 was refused passage.

The roll was called, and Senate Bill No. 2410 reconsidered by the following vote:

AYES—Senators Abshire, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert L. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—32.

NOES—None.

Further Consideration of Senate Bill No. 2410

Senate Bill No. 2410—An act to amend Sections 17208 and 24349 of, to repeal Section 17209 of, and to add Sections 17209, 17210, 17211, 17212, 17213, 24350, 24351, 24352, 24353, and 24354 to, the Revenue and Taxation Code, relating to bank and corporation and personal income taxes.

Bill read third time.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Breed moved a call of the Senate.

Motion carried. Time, 5.28 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

MOTIONS TO RECONSIDER (RESUMED)

Assembly Bill No. 1539—An act to repeal Section 1620 of the Streets and Highways Code and to amend Section 771 of the Vehicle Code, relating to county highway funds.

Request for Unanimous Consent

Senator Teale asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Assembly Bill No. 1539 was passed, continued to the next legislative day.

RESOLUTIONS

The following resolutions were offered:

By Senator Cunningham:

Senate Resolution No. 117

Relative to augmenting the funds of the Senate
Interim Committee on Judiciary

Resolved by the Senate of the State of California, That in addition to any money heretofore made available, the sum of one thousand two hundred fifty dollars (\$1,250), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Senate for the expenses of the Senate Interim Committee on Judiciary (created by Senate Resolution No. 146, 1955 Regular Session) and its members and for any charges, expenses, or claims it may incur under said

resolution to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Senator Murdy:

Senate Resolution No. 118

Relative to thanking the Governor's Lawyers Committee

WHEREAS, One of the most vital problems before the people of the State of California is that of developing and conserving sufficient water to meet the growing demands of the State; and

WHEREAS, In the solution of the water problem not only technical questions of an engineering nature are involved, but equally important is the legal aspect of the situation. To solve the problem from a legal point of view, the Governor was fortunate to secure the services of a group of the State's most astute and most profound students of the law who were sufficiently public spirited to serve on a special committee appointed for the purpose of studying the State's water problems; and

WHEREAS, This committee has labored diligently, devoting its Saturdays and Sundays and working late into the night after many a busy day, without compensation, giving generously of its time and talents to this most worthy cause; now, therefore, be it

Resolved, That the Senate of the State of California deems it right and proper that the members of this committee should be given due recognition for the unselfish service they have rendered and that the Senate desires by this resolution to thank the following members of the Governor's Committee of Lawyers: Charles C. Cooper, Jr., Burnham Enerson, Wallace Howland, William H. Jennings, Harold W. Kennedy, P. J. Minasian, and Gilmore Tillman; Assemblymen Bruce F. Allen, William Biddick, and Patrick D. McGee; Senators James A. Cobey, Edwin J. Regan, James E. Cunningham, and Richard Richards; and Clarence H. Langstaff, who served as executive secretary; and be it further

Resolved, That the Secretary of the Senate be and he is hereby instructed to present each of the foregoing lawyers with an appropriately prepared copy of this resolution.

Resolution read, and unanimously adopted on a motion by Senator Murdy.

By Senator Gibson:

Senate Resolution No. 119

Relative to the creation of the Senate Interim Committee on the Veterans' Tax Exemptions

Resolved by the Senate of the State of California, As follows:

1. The Senate Interim Committee on Veterans' Tax Exemptions is hereby created and authorized and directed to ascertain all facts relating to the tax exemption for veterans provided by Section 14, of Article XIII of the Constitution, including but not limited to the following:

(a) The number of veterans' exemptions granted, and their distribution by counties, cities or other political subdivisions.

(b) The loss in tax revenues resulting from the veterans' exemption.

(c) Whether the distribution of veterans' exemption among the counties, cities or other political subdivisions is disproportionate to either population or total valuations.

(d) Whether the administration of the veterans' exemption including limitations provided by law on claiming the exemption, is substantially uniform among the various jurisdictions granting it.

(e) Whether any basis exists for responsibility by the State for the reimbursement of tax losses by counties, cities or other political subdivisions occasioned by the veterans' tax exemption.

(f) Whether the continuance of the veterans' exemption is justified on the basis of equity to all citizens and taxpayers of the State.

2. The committee shall consider but is not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or related to the subject of this resolution and shall report thereon to the Senate, including in the reports its recommendations for appropriate legislation.

3. The committee shall consist of three Members of the Senate, appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

4. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the

1957 Regular Session, with authority to file its final report not later than the fifteenth day after the end of the constitutional recess. The time for filing the final report shall not be extended.

5. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

6. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties and accomplish the objects and purposes of this resolution.

7. The sum of twelve thousand dollars (\$12,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5:39 p.m., on motion of Senator Breed, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 2410 passed by the following vote:

AYES—Senators Abshire, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert L. McCarthy, Murdy, Regan, Thompson, and Williams—27.

NOES—Senators Arnold, Beard, Donnelly, Farr, Harold T. Johnson, Montgomery, Richards, Short, and Teale—9.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 3850—An act to add Section 710.3 to the Vehicle Code, relating to trailer coaches.

Motion to Re-refer Assembly Bill No. 3850

Senator Collier moved that Assembly Bill No. 3850 be re-referred to Committee on Transportation.

Motion carried.

Motion to Refer Bill to Inactive File

Senator Harold T. Johnson moved that Assembly Bill No. 97 be placed on the inactive file.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 115: By Senator Gibson—Relative to a meeting of the Legislature at the former State Capitol in Benicia.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 2501

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 2501

Senator Ed. C. Johnson moved that Senate Bill No. 2501 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2501—An act making an appropriation for the acquisition of rights of way and preliminary costs for the Parks Bar Flood Control Dam and Reservoir on the Yuba River, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Ed. C. Johnson moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out the title, and insert "An act authorizing and directing the Department of Water Resources to acquire a reservoir site or sites for flood control on the Yuba River, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately."

Amendment No. 2

On page 1, strike out lines 1 to 8, inclusive, and insert

"SECTION 1. The Department of Water Resources is authorized and directed to acquire lands, easements, and rights of way for a flood control dam and reservoir at Parks Bar and/or at other suitable sites on the Yuba River, for construction by the U. S. Corps of Engineers of a flood control dam or dams. Lands, easements, and rights of way shall include lands and rights or interests in lands wherein said sites may be located; lands, rights or interests in lands necessary in connection with the construction, operation, or maintenance of said flood control dams and reservoirs; and the cost of relocation, reconstruction, or replacement of existing improvements, structures, or utilities rendered necessary by such flood control dams and reservoirs.

SEC. 2. The sum of three million dollars (\$3,000,000) or so much thereof as may be necessary, is hereby appropriated from the Investment Fund in the State Treasury to the Department of Water Resources for the purposes specified in Section 1 of this act."

Amendment No. 3

On page 1, line 9, strike out "SEC. 2.", and insert "SEC. 3."

Amendment No. 4

On page 1, line 14, strike out "an".

Amendment No. 5

On page 1, lines 16 and 17, strike out "construction".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Financial Institutions**

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Chairman of the Committee on Financial Institutions, to which was referred:

Senate Bill No. 221

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 221

Senator Busch moved that Senate Bill No. 221 be amended and re-referred to Committee on Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 221—An act to amend Section 21001 of the Financial Code, relating to pawnbrokers.

Bill read second time.

Motion to Amend

Senator Busch moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 21001 of", and insert "Sections 21200, 21201, and 21208 of the Financial Code, and Sections 343 and 11108 of the Penal Code, and to add Section 21208 to".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 5, inclusive, and insert

"SECTION 1. Section 21200 of the Financial Code is amended to read:

21200. No Pawnbroker shall charge or receive compensation at a rate in excess of two and one-half percent (2½%) per month on that portion of the unpaid principal balance of any loan not exceeding one hundred dollars (\$100), [and one] two percent (1½%) per month on [the remainder] that portion of the unpaid principal balance of the loan in excess of one hundred dollars (\$100) up to, including, but not exceeding five hundred dollars (\$500), and five-sixths of one percent (⅚ of 1%) per month on any remainder of such unpaid principal balance in excess of five hundred dollars (\$500). A minimum charge of fifty cents (\$0.50) a month may be made in any case where the monthly charge permitted by this section would otherwise be less than fifty cents (\$0.50).

In addition to these charges, a pawnbroker may impose service charges as follows:

(a) A charge not exceeding one dollar (\$1) for each loan of ten dollars (\$10) or less.

(b) A charge not exceeding two dollars (\$2) for each loan exceeding ten dollars (\$10) in amount.

SEC. 2. Section 21201 of said code is amended to read:

21201. Every loan made by a pawnbroker for which goods are received in pledge as security shall be evidenced by a written contract a copy of which shall be furnished to the borrower. The loan contract shall set forth the loan period and the date on which the loan is due and payable, and shall clearly inform the borrower of his right to redeem the pledge during the redemption period.

Every pawnbroker shall retain in his possession, after the date on which the loan became due and payable, clothing and furs pledged to him for a period of [six] four months, and every other article pledged to him for a period of [nine] six months. During such periods the borrower may redeem the articles upon payment of the loan and interest charges.

If any pledged article is not redeemed during the [six] four- or [nine] six-month redemption period as provided herein, the pawnbroker shall notify the borrower either by registered mail, or by certified mail or by regular mail for which a certificate of mailing is issued by the United States Post Office, addressed to his last known address of the termination of the redemption period, and extending the right of redemption for a period of 10 days from date of mailing of such notice. If any pledged article is not redeemed within such 10-day period, the pawnbroker shall become vested with all right, title, and interest of the pledger, or his assigns, to the pledged article, to hold and dispose of as his own property subject to the provisions of this chapter. Any other provision of law relating to the foreclosure and sale of pledges shall not be applicable to any pledge the title to which is transferred in accordance with this section.

SEC. 3. Section 21208 of said code is amended and renumbered to read: [21208.] 21209. The violations of [Sections 21200, 21202, 21203, 21204, 21205, 21206, or 21207,] any provision of this chapter is a misdemeanor.

SEC. 4. Section 21208 is added to said code, to read:

21208. Every pawnbroker shall report daily all descriptions of all property received in pawn or purchased as secondhand merchandise, in whatever quantity received, including property purchased as secondhand merchandise at wholesale, secondhand merchandise taken in for sale or possessed on consignment for sale, and secondhand merchandise taken in trade; provided, however, that no such report need be made concerning property or merchandise acquired from another pawnbroker in a transaction involving the purchase or other acquisition from the other pawnbroker of his stock in trade or a substantial part thereof in bulk, where the other pawnbroker has made the reports required by this section with respect to that property or merchandise.

If the transaction took place within the territorial limits of an incorporated city, the report shall be submitted to the chief of police of the city. If the transaction took place outside the territorial limits of an incorporated city, the reports shall be submitted to the sheriff of the county.

All reports shall comply with and be submitted in accordance with the terms of any applicable city, county, or city and county ordinances requiring such reporting. In the absence of local ordinances requiring such reporting, the reports shall be submitted to the chief of police or the sheriff on forms approved by or prescribed by the Chief of the Bureau of Criminal Identification and Investigation.

SEC. 5. Section 343 of the Penal Code is amended to read:

343. Every [pawnbroker or] person who purchases gold bullion, gold bars or gold quartz or mineral containing gold, who fails, refuses, or neglects to produce for inspection his register, or to exhibit all articles received by him in pledge, or his account of sales, to any officer holding a warrant authorizing him to search for personal property or to any person appointed by the sheriff or head of the police department of any city, city and county or town, or an order of a committing magistrate directing such officer to inspect such register, or examine such articles or account of sales, is guilty of a misdemeanor.

SEC. 6. Section 11108 of said code is amended to read:

11108. Each sheriff, chief of police or city marshal shall furnish the bureau daily reports of lost, stolen, found, pledged or pawned property received in his office, and all information received from the reports submitted pursuant to Section 21208 of the Financial Code."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 2639

Assembly Bill No. 2640

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2639

Senator Desmond moved that Assembly Bill No. 2639 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2639—An act to amend Sections 6508 and 6504 of the Government Code and to add Section 6512.1 to said Code, relating to joint exercise of power agreements under or pursuant to Article 1, Chapter 5, Division 7, Title 1 of the Government Code.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in Assembly, March 28, 1957, strike out lines 35 to 43 inclusive, and insert:

"SEC. 2. Section 6504 of the Government Code is amended to read:

6504. The parties to the agreement may provide that (a) contributions from the treasuries may be made for the purpose set forth in the agreement or (b) payments of public funds may be made to defray the cost of such purpose or (c) *advances of public funds be made for the purpose set forth in the agreement, such advances to be repaid as provided in said agreement.* The funds may be paid to and disbursed by the agency agreed upon."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 2640

Senator Desmond moved that Assembly Bill No. 2640 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2640—An act to amend Sections 6546, 6548, 6549, 6550, 6553, 6561, 6572 and 6576 of the Government Code and to add Section 6547.1 to said code, all relating to the incurring of indebtedness and the issuance, sale and payment of revenue bonds by an agency, commission or board created or provided for under Article 1, Chapter 5, Division 7, Title 1 of said Government Code.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Assembly March 28, 1957, after the period, insert "Said bond or bonds, or notes, warrants, or other evidences of indebtedness may be issued in negotiable form, in which case they shall be negotiable."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 2274

Senate Bill No. 589

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 2274

Senator Miller moved that Senate Bill No. 2274 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2274—An act to repeal Sections 4303 and 4304 of the Government Code, relating to preference in public purchasing for American-made products.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal Sections 4303 and 4304 of", and insert "add Section 4302.5 to".

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert
"SECTION 1. Section 4302.5 is added to the Government Code, to read:
4302.5. The provisions of this article do not apply to the purchase of sewing machines, regardless of the place of their manufacture or the source of the materials from which such machines were manufactured."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 589

Senator Robert I. McCarthy moved that Senate Bill No. 589 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 589—An act to amend Section 4.10 of the World Trade Center Authorities Act, relating to world trade centers.

Bill read second time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, after "easement," insert "whether publicly or".

Amendment No. 2

On page 1, line 15, after the period, insert "Before property can be taken it must appear:

- (a) That the use to which it is to be applied is a use authorized by law;
- (b) That the taking is necessary to such use;

- (c) That there is a public necessity for such use;
- (d) That the property sought to be condemned is necessary therefor;
- (e) That the proposed improvement is planned or located in the manner which will be most compatible with the greatest public good and the least private injury."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 367

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 367

Senator Teale moved that Senate Bill No. 367 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 367—An act to amend Section 21667 of the Public Utilities Code, relating to airports.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 1 and 2 of the title of the printed bill, and insert "An act to add Article 3.5 (commencing with Section 37440) to Chapter 5, Part 2, Division 3, Title 4 of the Government Code, relating to city airports."

Amendment No. 2

On page 1, strike out lines 1 to 5, inclusive, and insert "SECTION 1. Article 3.5 is added to Chapter 5, Part 2, Division 3, Title 4 of the Government Code, to read:

Article 3.5. Sale and Leases of Airports

37440. The provisions of this article are alternative to Sections 37350 and 37351 of this code and any other authority granted by law to cities to dispose of city-owned property.

37441. This article applies only to a municipal airport or property owned by a city for the purposes specified in Section 37442, which property is restricted, under the terms of the instrument conveying the property to the city, to use for airport purposes.

37442. Pursuant to this article the legislative body of a city may sell, or lease for a term not exceeding 20 years with an option to purchase, any municipal airport or any property owned by a city for airport purposes or purposes incidental to aircraft, including:

(a) Manufacture of aircraft, airplane engines, and aircraft equipment, parts, and accessories.

(b) Construction and maintenance of hangars, mooring masts, flying fields, signal lights, radio equipment, service shops, conveniences, appliances, works, structures, and other air navigation, aircraft, and airplane engine manufacturing plants and facilities.

The sale or lease shall be made in such manner and upon such terms and conditions as the legislative body may specify.

37443. In any sale or lease of property with option to purchase, made or entered into pursuant to Section 37442, the purchase price for any property sold or the consideration for or rentals payable pursuant to any lease shall be payable at such times and in such amounts as the legislative body may determine. In any sale or

lease of such property with option to purchase, the legislative body may provide that all or any part of the unpaid portion of the purchase price shall be secured by a mortgage or deed of trust. Where such property is leased with an option to purchase, the legislative body may provide that all or any portion of the consideration paid for or rentals received by the city under said lease may be credited against the purchase price specified therein. Any sale or lease of such property with option to purchase shall be made subject to any duty or obligation imposed by law or contract upon the city with respect to such property. Any sale of such property shall be made subject to the requirement that the purchaser use the property, or allow the use of such property, as a public airport for not less than 10 years from the date of the sale.

37444. No sale or lease of any property with option to purchase shall be made or entered into pursuant to Section 37442 except when previously authorized by ordinance adopted by a four-fifths vote of all members of the legislative body. No vote of the electors of the city shall be required to authorize any such sale or lease of property with option to purchase, but any ordinance adopted authorizing such sale or lease shall be subject to referendum in the manner provided by law."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 1943

Senate Bill No. 1805

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 1943

Senator Murdy moved that Senate Bill No. 1943 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1943—An act to add Section 272 to the Penal Code, relating to criminal liability of parent for knowingly permitting his child to be in a public place at late hours.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 272 to", and insert "amend Section 487 of".

Amendment No. 2

In line 2 of the title, strike out "of parent for knowingly permitting his child"; and strike out line 3 of the title, and insert "for grand theft."

Amendment No. 3

On page 1, strike out lines 1 to 5, inclusive, and insert

"SECTION 1. Section 487 of the Penal Code is amended to read:

487. Grand theft is theft committed in any of the following cases:

1. When the money, labor or real or personal property taken is of a value exceeding two hundred dollars (\$200); provided, that when domestic fowls, avo-cados, olives, citrus or deciduous fruits, nuts and artichokes are taken of a value exceeding fifty dollars (\$50); provided, further, that where the money, labor, real or personal property is taken by a servant, agent or employee from his principal or employer and aggregates two hundred dollars (\$200) or more in any 12 consecutive month period, then the same shall constitute grand theft.

2. When the property is taken from the person of another.

3. When the property taken is an automobile, horse, mare, gelding, any bovine animal, any caprine animal, mule, jack, jenny, sheep, lamb, hog, sow, bear, gilt, barrow or pig."

Amendments read, and adopted.

Bill ordered printed.

Motion to Re-refer Senate Bill No. 1943

Senator Murdy moved that Senate Bill No. 1943 be re-referred to Committee on Agriculture.

Motion carried.

MOTION TO AMEND SENATE BILL NO. 1805

Senator Farr moved that Senate Bill No. 1805 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1805—An act to add Section 18c to, and Chapter 6, comprising Sections 4950 to 4957, inclusive, to Title 6, Part 3, of, the Penal Code, relating to a moratorium on capital punishment and a study of the deterrent effect thereof, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 22, of the printed bill, as amended in Senate April 5, 1957, after "thereof," insert "the Director of Corrections".

Amendment No. 2

On page 2, line 24, strike out "and".

Amendment No. 3

On page 2, line 24, after "profession", insert "and one member of the public".

Amendment No. 4

On page 2, line 36, strike out "member", and insert "members".

Amendment No. 5

On page 3, line 6, strike out the period, and insert "including:

(a) The effect of capital punishment upon the incidence of capital crimes in California, by counties, prior to and during the moratorium period;

(b) The effect of the moratorium on the administering and operation of the California Prison System, including the costs thereof;

(c) The effect of the moratorium on the administration of justice, with respect to capital crimes, including the length and frequency of trials, pleas of guilty, appeals, extraordinary writs, and the cost thereof to the State of California;

(d) The characteristics of persons convicted of capital crimes, prior to and during the moratorium period, including age, sex, offense, economic status, mental condition, racial and other factors, to determine the relation, if any, of these factors to the incidence of capital crimes."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Fish and Game**

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Senate Bill No. 1790

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ED. C. JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1790

Senator Arnold moved that Senate Bill No. 1790 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1790—An act to amend Section 482.5 of the Fish and Game Code, relating to fish.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", to add Section 1412 to, and to repeal Section 481.5 of,".

Amendment No. 2

On page 1, line 3, strike out "or permit to exist", and insert ", nor having caused, permit to exist,".

Amendment No. 3

On page 1, after line 13, insert

"SEC. 2. Section 1412 is added to said code, to read:

1412. In addition to any other penalty provided, anyone convicted of unlawfully polluting, contaminating, or obstructing waters to the detriment of fish life in such waters, shall either be required to remove any substance placed in the waters, which can be removed, that caused the prohibited condition or to pay the costs of such removal by the department.

SEC. 3. Section 481.5 of said code is repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES**Committee on Public Health and Safety**

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 4092

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 4092

Senator Thompson moved that Assembly Bill No. 4092 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which were referred:

Senate Bill No. 48

Senate Bill No. 2129

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HAROLD T. JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 48

Senator Gibson moved that Senate Bill No. 48 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 48—An act to add Section 5037 to the Public Resources Code, relating to state parks and making an appropriation.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, after "agency", insert ", or city, county, or district".

Amendment No. 2

On page 1, line 5, after the first "of", insert "federal".

Amendment No. 3

On page 1, line 7, strike out "therewith and", and insert "therewith. The commission, with the consent of the Department of Finance,".

Amendment No. 4

On page 1, line 9, after "section", insert "if the legislative body of the county or counties concerned consents thereto".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

MOTION TO AMEND SENATE BILL NO. 2129

Senator Arnold moved that Senate Bill No. 2129 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2129—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the acquisition and restoration of Fort Bidwell, Modoc County, as a state historical monument.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 4, 1957, after "for", insert "a study of".

Amendment No. 2

In line 3 of the title, strike out "and restoration", and insert ", restoration and development".

Amendment No. 3

On page 1, lines 1 and 2, strike out "two hundred fifty thousand dollars (\$250,000)", and insert "twenty thousand dollars (\$20,000)".

Amendment No. 4

On page 1, strike out line 4, and insert "sources, for a study of the acquisition, restoration and development of Fort Bidwell, in".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 1526

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 1526

Senator Arnold moved that Senate Bill No. 1526 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1526—An act to amend Section 25 of the Agricultural Code, relating to plant and animal industry.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "25", and insert "372".

Amendment No. 2

On page 1, line 1, strike out "25", and insert "372".

Amendment No. 3

On page 1, strike out lines 3 and 4, and insert
 "372. When any bovine animal is killed or injured upon the right of way of any railroad in this State, the owner or operator of the railroad equipment injuring or killing such animal shall report the fact as soon as possible but in no event later than 96 hours after the collision, giving a description of the animal; the brands and marks and the position of the brands and marks, if any, upon the animal; the location of the animal; and the location of the point of collision, listing the county, the nearest post office, and milepost. Such report shall be given by telephone, telegraph, or mail to the owner of the animal if known. If the owner of such animal is unknown, such report shall be given to the office of the sheriff, constable, or brand inspector whose office or established headquarters is, to the knowledge of the railroad employee making the report, the nearest to the place of the collision. *Reports by telephone shall be confirmed by telegraph or mail to the office of the sheriff with a copy to the Bureau of Livestock Identification.* Upon receiving such report such officer or brand inspector shall attempt to ascertain the ownership of said animal and notify the owner of the death or injury of the animal. It shall be unlawful for any person to bury, conceal, or destroy any animal or do anything to the carcass thereof which will tend to make

ascertainment of its ownership more difficult until the owner has been notified or the officer or brand inspector has identified the brands and marks, if any, and their position upon the animal."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 1792

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 1792

Senator Arnold moved that Senate Bill No. 1792 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1792—An act to add Section 2016.5 to the Welfare and Institutions Code, relating to aid to the aged.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 3, 1957, strike out lines 1 to 7, inclusive, and insert

"2016.5. The actual need of any recipient eligible for aid under this chapter shall include the monthly cost of a telephone when a telephone is not readily available for the use of the recipient on the premises in which he resides. However, such need shall not be included as a basic need which is provided by the maximum grant payable under this chapter."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 2099

Senate Bill No. 1088

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2099

Senator Kraft moved that Senate Bill No. 2099 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2099—An act to add Section 33261.1 of the Health and Safety Code, relating to community redevelopment.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate April 25, 1957, strike out "of", and insert "hereafter established in".

Amendment No. 2

On page 1, line 5, strike out "two-thirds", and insert "a majority".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 1088

Senator Hollister moved that Senate Bill No. 1088 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1088—An act to amend Section 2-121 of the Government Code, relating to compensation for public service.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 21, of the printed bill, strike out "five dollars (\$5)", and insert "six dollars (\$6)".

Amendment No. 2

In line 22, strike out "four dollars (\$4)", and insert "six dollars (\$6)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 1, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 2276

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 2276

Senator Breed moved that Senate Bill No. 2276 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2276—An act to amend the title of Article 3 (commencing with Section 8721) of Chapter 3 of Part 3 of Division 2 of, and

Sections 8715, 8721, 8722, 8723, 8732, and 9351 of, and to add Sections 8712.5 and 8751.5 to, and to repeal Sections 8724 and 8731 of, the Revenue and Taxation Code, relating to the use of fuel tax, to provide for the collection of the tax by vendors.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended April 19, 1957, after "Sections", insert "8607,"; and after "8732", insert "8751".

Amendment No. 2

In line 4 of the title, after "Sections", strike out "8712.5 and 8751.5", and insert "8612, 8712.5, 8751.5 and 8994.5".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, after line 6, insert

"SEC. 2. Section 8607 of the said code is amended to read:

8607. "Use" includes the placing of fuel into any [receptacle on a motor vehicle from which fuel is supplied for the propulsion of the vehicle] *fuel tank*, except by a vendor who collects the tax as provided in Section 8732, unless the operator of the vehicle establishes to the satisfaction of the board that the fuel was consumed for a purpose other than the operation of a motor vehicle within this State and, with respect to fuel brought into this State in any such [receptacle] *fuel tank*, the consumption of the fuel in this State, [A person placing fuel into a receptacle on a motor vehicle of another who holds a valid use fuel tax permit is not deemed to have used the fuel.]

SEC. 3. Section 8612 is added to said code to read:

8612. "Fuel tank" means any receptacle on a motor vehicle from which fuel is supplied for the propulsion of the vehicle, exclusive of a cargo tank even though fuel is withdrawn directly therefrom for the propulsion of the vehicle."

Amendment No. 4

On page 1, line 7, strike out "2", and insert "4".

Amendment No. 5

On page 1, line 11, strike out "3", and insert "5".

Amendment No. 6

On page 1, line 18, strike out "receptacle on a", and insert "fuel tank".

Amendment No. 7

On page 1, strike out all of line 19.

Amendment No. 8

On page 2, line 1, strike out "of the vehicle".

Amendment No. 9

On page 2, after line 8, insert

"Fuel acquired" means fuel received by a vendor at places and in storage and dispensing facilities where and from which fuel is sold to users and delivered into fuel tanks. Where a person is a vendor and also engages in the business of selling diesel fuel or other petroleum products for uses other than in motor vehicles this section shall not be applicable to fuel received or stored by such person with respect to the latter business at places and in storage and dispensing facilities which are severable as to location from his storage and dispensing facilities maintained for his business as a vendor."

Amendment No. 10

On page 2, in line 9, strike out "4", and insert "6".

Amendment No. 11

On page 2, line 12, strike out "5", and insert "7".

Amendment No. 12

On page 2, line 18, strike out "6", and insert "8".

Amendment No. 13

On page 2, after line 19, insert
"SEC. 9. Section 8731 of said code is repealed."

Amendment No. 14

In line 23, strike out "7", and insert "10".

Amendment No. 15

On page 2, line 26, strike out "receptacle on a motor", and insert "fuel tank".

Amendment No. 16

On page 2, strike out all of line 27; and in line 28, strike out "vehicle".

Amendment No. 17

On page 2, strike out lines 31 to 38, inclusive.

Amendment No. 18

On page 2, line 39, strike out "9", and insert "11".

Amendment No. 19

On page 2, line 47, strike out "10", and insert "12".

PRINTER'S NOTE - There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 20

On page 3, strike out line 3, and insert

"SEC. 13. Section 8994.5 is added to said code, to read:

8994.5. The indebtedness of a vendor under Section 8733 and any interest or penalties incurred thereon are a lien upon and have the effect of an execution duly levied against the personal property of the vendor and against his real property as provided in Section 8496. The lien attaches at the time of sale and delivery of fuel into a fuel tank.

SEC. 14. Section 9151 of the said code is amended to read:

9151. If the board determines that any amount not required to be paid under this part has been paid by any person, *either to the board or to a vendor who is the holder of a valid permit under this part*, the board shall set forth in its records and certify to the State Board of Control the amount paid in excess of the amount legally due and the person by whom the excess was paid [to the board] or from whom it was collected. If the State Board of Control approves, the excess amount paid or collected shall be credited on any amounts then due and payable from the person under this part, and the balance shall be refunded to the person, or his successors, administrators, executors, or assigns.

Any overpayment of the tax by a user to a vendor who is required to collect the tax and who gives the user a receipt therefor pursuant to Section 8732, *including any overpayment which may occur with respect to fuel purchased from a vendor and carried from this State in the fuel tank, to the extent that the amount of tax paid to the vendor with respect to such fuel exceeds the amount of tax due from the user on his use of fuel in this State*, shall be credited or refunded by the State to the user as *herein provided*.

SEC. 15. Section 9351 of said code is amended to read:

9351. Any person who places or causes to be placed fuel into any receptacle on a motor vehicle from which receptacle fuel is supplied for the propulsion of the vehicle is guilty of a misdemeanor unless such person is a vendor and collects the tax as provided under Section 8732 or such person is a user who holds a valid use fuel tax permit and uses the fuel placed in the receptacle."

Amendment No. 21

On page 3, line 4, strike out "12", and insert "16".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which were referred:

Senate Bill No. 67

Senate Bill No. 2638

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 67

Senator Regan moved that Senate Bill No. 67 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 67—An act to create the Shasta County Water Agency for the conservation, storage, and distribution of the water within the agency, and prescribing its organization, powers, and duties.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 3 of the printed bill, as amended in Senate April 3, 1957, strike out lines 5 and 6.

Amendment No. 2

On page 3, strike out lines 49 and 50; and on page 4, strike out lines 1 to 3, inclusive.

Amendment No. 3

On page 5, line 42, strike out "and to issue bonds".

Amendment No. 3.5

On page 8, strike out lines 23 and 24.

Amendment No. 4

On page 10, line 41, strike out "Sections 136 and 137", and insert "Section 95".

Amendment No. 5

On page 11, lines 7 and 8, strike out "the issuance of agency bonds", and insert "general elections in the county".

Amendment No. 6

On page 11, strike out lines 10 and 11, and insert "SEC. 78. Notice of the election shall contain a general statement of the purposes of the contract, a".

Amendment No. 7

On page 11, strike out lines 21 and 22, and insert "'Contract—No.' A favor".

Amendment No. 8

On page 11, line 25, strike out "and issuance of the bonds, or both".

Amendment No. 9

On page 11, strike out lines 27 to 29, inclusive, and insert "contract between the agency and the United States shall be paid so far as".

Amendment No. 10

Strike out pages 12 to 18, inclusive; and on page 19, strike out lines 1 to 18, inclusive, and insert

"CHAPTER 7. FINANCIAL PROVISIONS".

Amendment No. 11

On page 19, line 37, strike out "127", and insert "90".

Amendment No. 12

On page 19, line 45, strike out "128", and insert "91".

Amendment No. 13

On page 19, lines 51 and 52, strike out "the issuance of bonds,".

Amendment No. 14

On page 20, strike out lines 4 to 52, inclusive; and on page 21, strike out lines 1 to 20, inclusive.

Amendment No. 15

On page 21, line 22, strike out "9", and insert "8".

Amendment No. 16

On page 21, line 24, strike out "135", and insert "95".

Amendment No. 17

On page 21, lines 29 and 30, strike out "three cents (\$0.03)", and insert "five cents (\$0.05)".

Amendment No. 18

On page 21, strike out lines 32 to 51, inclusive; and on page 22, strike out lines 1 to 43, inclusive.

Amendment No. 19

On page 22, line 44, strike out "139.5", and insert "96".

Amendment No. 20

On page 23, line 6, strike out "140", and insert "97".

Amendment No. 21

On page 23, line 19, strike out "141", and insert "98".

Amendment No. 22

On page 23, strike out lines 22 to 31, inclusive, and insert "assessment and taxation."

Amendment No. 23

On page 23, line 32, strike out "142", and insert "99".

Amendment No. 24

On page 23, line 33, strike out "141", and insert "98".

Amendment No. 25

On page 23, line 36, strike out "143", and insert "100".

Amendment No. 26

On page 23, line 40, strike out "144", and insert "101".

Amendment No. 27

On page 24, line 4, strike out "145", and insert "102".

Amendment No. 28

On page 24, line 14, strike out "146", and insert "103".

Amendment No. 29

On page 24, line 21, strike out "147", and insert "104".

Amendment No. 30

On page 24, lines 25 and 26, strike out "141 through 146, Section 135", and insert "98 through 103, Section 95".

Amendment No. 31

On page 24, line 29, strike out "148", and insert "105".

Amendment No. 32

On page 24, line 33, strike out "or the respective zones thereof,".

Amendment No. 33

On page 24, strike out lines 35 to 45, inclusive, and insert "penditure thereof for these purposes."

Amendment No. 34

On page 24, line 46, strike out "149", and insert "106".

Amendment No. 35

On page 25, line 14, strike out "151", and insert "107".

Amendment No. 36

On page 25, line 17, strike out "152", and insert "108".

Amendment No. 37

On page 25, line 24, strike out "10", and insert "9".

Amendment No. 38

On page 25, line 26, strike out "155", and insert "115".

Amendment No. 39

On page 25, line 37, strike out "156", and insert "116".

Amendment No. 40

On page 25, line 43, strike out "157", and insert "117".

Amendment No. 41

On page 25, line 50, strike out "158", and insert "118".

Amendment No. 42

On page 26, line 6, strike out "159", and insert "119".

Amendment No. 43

On page 26, line 16, strike out "160", and insert "120".

Amendment No. 44

On page 26, line 23, strike out "161", and insert "121".

Amendment No. 45

On page 26, line 34, strike out "11", and insert "10".

Amendment No. 46

On page 26, line 36, strike out "165", and insert "130".

Amendment No. 47

On page 26, line 39, strike out "166", and insert "131".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

MOTION TO AMEND SENATE BILL NO. 2638

Senator Hollister moved that Senate Bill No. 2638 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2638—An act to amend Section 23195 of the Water Code, relating to cooperation and contracts by public districts and agencies with the Federal Government.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 23195 of", and insert "add Section 5009 to".

Amendment No. 2

Strike out lines 2 and 3 of the title, and insert "recording of water extractions and diversions."

Amendment No. 3

On page 1, strike out lines 1 to 7, inclusive, and insert "SECTION 1. Section 5009 is added to the Water Code, to read: 5009. The operation of the provisions of this part shall be suspended until the ninety-first day after the 1959 Regular Session."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1668

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 1668

Senator Collier moved that Senate Bill No. 1668 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1668—An act to amend Section 23661 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in Senate March 28, 1957, after "Mexico", insert "By manufacturers established and manufacturing alcoholic beverages as of January 1, 1957,".

Amendment No. 2

On page 1, line 21, after "Mexico", insert "with broken seal on each bottle".

Amendment No. 3

On page 1, line 21, strike out "an adult", and insert "a returning adult resident of the United States".

Amendment No. 4

On page 1, line 22, after "use", insert "not exceeding one gallon during any one 30-day period for each returning adult resident,".

Amendment No. 5

On page 1, line 25, after the period, insert "The department may, in addition to the enforcement of this section afforded by the federal customs authorities, adopt such methods and procedure for enforcing compliance with this section as it deems necessary or desirable and may charge such fees as may be necessary to cover the cost of such enforcement. All money collected from such fees shall be deposited directly in the General Fund in the State Treasury, rather than in the Alcohol Beverage Control Fund as provided in Section 25761."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 5:41 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Friday, May 3, 1957, out of respect to the memory of the late United States Senator Joseph McCarthy.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTIETH LEGISLATIVE DAY

EIGHTIETH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, May 3, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

We entreat Thee, O Lord, Almighty God, King of Kings, Lord of Lords, from whom all power and dominion in heaven and earth proceeds, look with favor upon us this day. Direct the work of these, our Senators, that all their efforts may always begin from Thee and by Thee be brought to a happy and successful conclusion. Support them, O Lord, all the day long, until this session ends and their work is done. Continue, we beseech Thee, to bestow Thy heavenly gifts on them and upon all our people that by united effort we may advance in mutual happiness and prosperity. We are sincerely grateful O Lord, for the opportunity of serving Thee and our State though grave are our duties and great our responsibilities at this time. We shall by Thy help and under Thy direction bring to perfection the good Thou hast begun through our feeble hands in this session of our State Legislature.

AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Regan, on motion of Senator Burns, due to legislative business.

Senator Breed, on motion of Senator Burns, due to legislative business.

Senator Teale, on motion of Senator Burns, due to personal business.

Senator Collier, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senators Richards and Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William H. VanderVelde of Los Angeles.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Clampatriarch Howard Reamer and delegation of Clampers.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Supt. George Moore and the following students from the Walnut Creek Christian Academy: Harry Fisher, David Moore, James Denning, John Willis, and Billy Taylor.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Principal Don Fridae, Mrs. Pete Zamboni, Mrs. Dorothy Vaughan, and the following students from Long Valley Elementary School, Doyle, Lassen County: Dixie Fridae, Vernon Main, Beverly Wood, Alvin Thompson, Gail Rowland, Cynthia Chaney, Gloria Wood, Margaret McNally, Pete Zamboni, Jr., Barbara Zamboni, Susie Backley, Johnny Ross, Nettie Day, Jackie Wood, Louise Dixon, Teddy Dixon, Dale Thompson, Sandra Shook, and Virgil Vaughan.

On request of Senator Busch, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Burns Valley Elementary School, Lake County: *adults*—Mrs. Mary Hale, Mrs. Elsie Jackson, Mrs. LaVerne Eaton, Mrs. Jessie Sikes, Mrs. Verna Riggins, Mrs. Theresa Crawford, Mrs. Ruth Whedon, Mrs. Margaret McGuire, and Mr. Victor Sikes; *students*—Bernice Behymer, Raymond Carman, Ronald Crawford, Timmy Dickey, Barbara Eaton, Sharon Eaton, George Fitts, Beverly Grubescie, Betty Hartley, Stella Jackson, Tommy Kealey, Barbara Lamson, Sandra Maple, Kathleen McGuire, Tamarra O'Connor, Peggy Pember, Teresa Perrine, Nancie Rideout, Jerry Rylee, Shari Sassenberg, Frederick Sikes, Carolyn Sirard, Beverly Slocum, Cassandra Ware, Edward Wells, Donald Whedon, and Barbara Williams.

On request of Senator Sutton, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Maynard H. Strong and the following students from Capay Joint Union School: Gloria Baer, Douglas Boone, Willard Buller, Larry Gauer, Patsy Haney, Clarence Hash, Janice Helin, Glenn Jaquith, Virginia Knecht, Linda Lee, Sandra McKeen, Clifford Penner, Melvin Retzlöff, Darlene Riffel, Keith Roberts, Frances Schaffer, and Raymond Tallmon.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Rice, Mrs. Hill, and the following students from Washington School, Oakland: Sharon Nelson, Virgel Henderson, Elizabeth Murray, Yvette Brantford, Iris McGary, Martin Jacks, Patricia Smith, Joyce Gustafson, Ronald Martinelli, Ronald Rice, Eleanor Morris, Philip Wooley, Gale Parker, Joyce Graham, Robert Egashira, Robert Lomack, Margaret Knupfer, David Hoshide, James Gardiner, Brenda Gayden, Noel Pinian, Benjy Treubhaft, Ronald Higbee, Marilyn Hayter, Lee Britton, Ernie Stephens, David Bruno, and Dennis Trucco.

On request of Senator Harold T. Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Waxham, Mrs. Wilson, Mrs. Moomey, Mr. Gray, Mr. Flaniken, and the following students from Atlanta Street School, Roseville: Jerry Sachs, Larry Sargeant, John Shearer, Fred Sires, Gary Sorenson, Kenneth Spencer, Thomas Stockwell, Robert Strain, Walter Strausser, Ernest Tafoya, Billy Thomas, Jim Waggoner, Larry Ward, Tom White, Roger Williford, Robert Winter, Arturo Zavala, Ramon Zavala, Johnny Markley, Darrel Owen, Robert Mize, Ron Barringer, Patricia Barentine, Shirley Callison, Linda Laumbach, Irene Lewis, Julie Larson, Theresa Munoz, Terry Sanborn, Kathleen Sell, Carla Seppone, Elaine Smith, Pat Stanaland, Pamela Turner, Penny Tweedie, Dorothy Walker, Linda Wall, Phoebe Wendt, Patty Woolverton, Earline Bramean, Joe Anglesio, Dale Arnett, Robert Barsotti, Henry Bermudez, Edward Bertacchi, Harry Brown, Emilio Cabrales, Jr., Mike Capo, Gary Carl, Leonard Carrillo, Michael Clancy, Ronald Clayton, Richard Coffey, Donald Cornett, Richard Crites, Douglas Crook, Michael Dunlap, Larry Ellersick, Ambrose Fine, Natalino Passaglio, Bonnie Adamski, Grace Alves, Betty Armstrong, Sherri Axtell, Cecile Ann Blalock, Beverly Brink, Darlene Buljan, Susan Burner, Patricia Burt, Diane Busick, Inez Cabrales, Mary Caddel, Sharon Castle, Rita Cervantes, Guyla Chance, Kay Christian, Carole Clancy, Evelyn Coffey, Teresa Davis, Carolyn Dietz, Sandra Field, Rae Oliver, Janet Pierce, Ronnie Bly, Ray Epperson, John Magdaleno, Paul Manfredi, George McMindes, Samuel Milligan, Alfred Moody, Harold Moore, William Moore, Wesley Morley, Randy Morreira, Larry Mulock, Gary Naake, Don Nicholas, Dick Nutter, Winston Ogden, Kent Pearson, Darrel Peck, Robert Peres, Arthur Peters, Donald Potts, Garon Richey, Angel Rios, Bruce Henry, Dorothy Mansuetti, Mary Marteney, Donna Moore, Marcia Olsen, Eloise Nevarez, Marynelle Pelzman, Carol Pritchett, Norma Pursell, Sharon Quilici, Beverley Reich, Marian Rilje, Juanita Rios, Gwen Robinson, Anita Romero, June Rotramel, Peggy VanDervoort, Caroline Williams, Jackie Robinson, Sonja Dane, Sharon Davis, Antonette DeFerrari, Tula Demas, Frances Eilersen, Sandra Evangelisti, Sharon Evangelisti, Mary Ann Faulkner, Lois Finger, Annie Garcia, Sandra Gordon, Alva Green, Mary Gunning, Pat Hanas, Connie Heintzelman, Nancy Heldt, Sally Hines, Ann Holmes, Gwen Hooker, Darlene Hopkins, Carol Hopp, Vanita Howell, Joan Hoyer, Judy Hickman, Mike Doshier, Kenneth Easter, Richard Faulkner, Stanley Field, Jerry Flowers, Douglas Franklin, Jamie Garbolino, Joe Garcia, Richard Gomez, John Grammar, Charles Gurrero, Starlen Hamby, Gene Hanson, Bill Hull, Eric Swanson, William Carmona, Eugene Isola, Jim Jackson, Scott Jacobs, Jim Jasper, Lester Johnson, Gerald Jones, Frank Kee, Clifford Keith, John Kellogg, Eddie Kerrin, Frank Kerze, Tom King, Laverne Lash, Fred Lohse, Jim Marrs, Jim McAnally, Tom Mulholland, Don Barringer, LeRoy Bowser, Dick Kendrick, Ray Hickingbottom, Karolyn Isaacs, Kathy Jacobs, Esther Johnson, Jean Johnson, Janice Keenan, Judy Kelton, Nancy Lee, Carol Lynn, Melodee Macario, Vicki McIsaac, Mary Meleski, Karen Menges, Mary Mizell, Kaye Monson, Mary Moore, Rachel Morales, Nancy Johnson, and Norma Adkisson.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Biggs Union Elementary School, Biggs; *students*—Roger Bergman, Charles Casaulong, Richard Convey, Robert Crow, Shirley Hollis, Jeannie Hubble, Eleanor Jones, Kay Ketchum, Gary Lindsey, Gerald Louton, Katherine Mattingly, Donald Morris, Virginia Orndorff, Terry Ott, Eugene Perry, Robert Reynolds, Joyce Sebring, Frank Sheppard, Janet Sligar, Beverly Sohney, Frank Terry, William Townsend, Darla Triplett, Fred Vest, Benjamin Walker, John Werner, Linda West, Monya Wilson and Carol Wirth; *adults*—John F. Clark, principal; Leo Buchla, eighth grade teacher; Ramona Fickes, eighth grade teacher; Mrs. Cecil Ketchum, eighth grade room mother; Leland Trumbo, bus driver; Mrs. Agnes Crow, Mrs. Anna Cameron, Mrs. Francis Casaulong, Mrs. Lena Triplett, Mrs. Margaret Wirth, and Mr. George Wirth.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Polytechnic High School, San Francisco: Miss Ruth Franklin, Mr. James R. Kinney, Billie Jo Blanchard, Tom Bloodworth, Marie Bowker, Jose Bran, Charles Broga, Judith Caro, Sallie Christiansen, Michael Church, Eldoris Cupp, Ken Dawson, Judie Druhan, Helen Emerson, Ephraim Escobar, Ray Etzler, Ernie Farrow, Norma Federighi, Valorie Ford, Julie Gregorie, Steve Guensler, Fareeda Habeeb, Nan Hanes, Frank Heppner, Tamara Hill, Leslye Hink, Judy Howard, Sandra Hunter, Evelyn Jung, Joan Keegan, Nancy Klaus, Pauline La Grande, Bob Lee, Bernard Llacuna, Bock Loo, Samuel Louie, Ken Marcroft, Gloria Miller, Linda Nagle, Don Nelson, Dian Nye, Mary Paddock, Sylvia Papen, Richard Popin, Joan Potasz, Carolyn Pringle, James Pudoff, Art Rankin, Rich Rekow, Barbara Sabo, Rosalie Saenz, Helma Schwendig, Charles Smith, Welton Smith, Lillian Stell, Warren Stafford, Laura Stieper, Liane Styris, Barbara Thompson, Marge Viera, Pat Violette, Charin Wakefield, Roger Wood, Diane Yount, Rose Marie Taylor, Marilyn Schwartz, Sandra Caldwell, Janice Poli, Linnea Swanson, and Dawn Hollander.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ralph O. Hill and William Dye of Porterville and Hugh T. Gordon of Springville.

RECESS

At 3.10 p.m., on motion of Senator Berry the Senate recessed to present a delegation of E. Clampus Vitus.

The president, Brother Harold J. Powers of the Hangtown Chapter, appointed Senator Berry to escort the Clampers to the rostrum. Senator Berry, Ex-Noble Grand Humbug of James W. Marshall Chapter, addressed the Senate bewailing the fact that 102 years ago a delegation of E. Clampus Vitus was refused admission upon storming the doors of the Senate Chamber. He introduced Noble Grand Humbug of Lord Sholto Douglas Chapter, Ray Carlisle of Auburn; Noble Grand Humbug of James W. Marshall Chapter No. 49, William O'Donnell of Hangtown; Noble Grand Humbug Andy Rogers of William Bull Meek Chapter of Rough and Ready; Ex-Noble Grand Humbug Archie Stevenot of Amateuca Chapter of Sonora; Howard Reamer,

Clampatriarch of James W. Marshall Chapter, of Clarksburg; Clamper Wiley Brown, Mexican Representative, of Ensenada.

Grand Noble Humbug Ray Carlisle addressed the Senate entreating the members to raise the price of gold so that they may take care of the widows and orphans, especially the widows.

Brother Burns moved that the price of gold be raised sufficiently to take care of the widows and orphans, and that a committee be appointed.

The president appointed Brothers Hugh Burns, Jack McCarthy, and Charlie Brown to the Committee for the Protection of Widows and Orphans.

Brother Berry then announced that the next meeting of the Clampers would be at 3 p.m., Saturday, May 4th, on Mormon Island, near Lake Folsom, which is not too far from Highway 50. The staff of that meeting would be as follows:

Staff of the Grand Co-ordinators:

Grand High Bonnet Chef, Bizz Johnson.

High Bonnet Chef, Raff Raffetto.

Bean Chef, Ray Cayot.

Slippery Gulch Nabobs—John Raffetto and Albert Kyburz.

Distinguished Fearless Doorkeepers—Herb Scheuner and Walt Skinner.

Initiation Wrecking Crew—Noble Grand Humbug Bill O'Donnell, Vice Noble Grand Humbug Martin Baer, and X.N.G.H. Clarence Collins.

History and Publicity—Bill Cassidy and Walt Drysdale.

Parade Leaders—Rocky Mountain and Joe Vicini.

Special Gold Dust Receivers—Swift Berry, 115 Canal Street, Placerville; Ed F. Smith, 117 Canal Street, Placerville.

Music Masters—Phil English and Clayton Dills.

REASSEMBLED

At 3.25 p.m., the Senate reconvened.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 311

Assembly Bill No. 315

Assembly Bill No. 544

Assembly Bill No. 1248

Assembly Bill No. 2700

Assembly Bill No. 3081

Assembly Bill No. 4014

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, May 2, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 156

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 156—Memorializing San Jose State College on its one hundredth anniversary.

Request for Unanimous Consent

Senator Thompson asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 156, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 156

Assembly Concurrent Resolution No. 156—Memorializing San Jose State College on its one hundredth anniversary.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert L. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 327

Senate Bill No. 612

Senate Bill No. 615

Senate Bill No. 616

Senate Bill No. 1095

Senate Bill No. 1196

Senate Bill No. 1226

Senate Bill No. 1276

Senate Bill No. 1857

Senate Bill No. 1907

Senate Bill No. 2084

Senate Constitutional Amendment No. 26

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 26—Memorializing Congress to provide for the construction of a highway from Winnemucca, Nevada, to Viewland, California;

Senate Concurrent Resolution No. 68—Relative to the establishment of a specially designed industrial plant for the physically handicapped;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the third day of May, 1957, at 9 a.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 70—An act to add Section 827.05 to the Agricultural Code, relating to apples, and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 78—An act to amend Section 929 of the Fish and Game Code, and Section 8665 of the Fish and Game Code, as proposed by Assembly Bill No. 616, relating to the taking of fish;

Senate Bill No. 187—An act to amend Section 428 of the Fish and Game Code, and Section 7149 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to sport fishing licenses;

Senate Bill No. 251—An act to amend Section 2924c of the Civil Code, relating to mortgages and deeds of trust;

Senate Bill No. 350—An act to amend Section 27177 of the Streets and Highways Code, relating to bridge and highway districts;

Senate Bill No. 384—An act to repeal Sections 7050, 8112 and Division 9 (Sections 10000-10679, inclusive) of, and to add Division 9 (Sections 10000 to 10690, inclusive) to, the Health and Safety Code and to amend Section 291 of the Elections Code; and to amend Section 69a of the Civil Code, and to amend Section 7024 of the Health and Safety Code; relating to the preservation of the public health and safety, including the registration of births, deaths and marriages, the health and safety of persons, the custody and disposition of dead bodies, the safety and protection of property, and matters incidental thereto. (*Prepared pursuant to Senate Resolution 101, General Session of 1955, to revise and consolidate the public health statutes.*);

Senate Bill No. 409—An act to amend Sections 10163 and 10489.2 of the Insurance Code, relating to insurance;

Senate Bill No. 595—An act to amend Section 1112 of the Agricultural Code, relating to rabbits;

And reports the same have been correctly enrolled, and presented to the Governor on the second day of May, 1957, at 5.30 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 599—An act to add Article 28.5 (consisting of Sections 74660 to 74661, inclusive) to Chapter 10, Title 8 of the Government Code, relating to the municipal court established in the Santa Clara-Cupertino district;

Senate Bill No. 640—An act to amend Section 1203 of the Penal Code, relating to probation reports and recommendations;

Senate Bill No. 719—An act to repeal Section 922 of the Insurance Code and to amend Sections 1011, 1033, 1059, 1679, 1709, 1808, and 11529 of the Insurance Code, relating to insurance;

Senate Bill No. 773—An act to amend Section 54516.2 of the Government Code, relating to the letting of contracts by local agencies;

Senate Bill No. 1378—An act to amend Sections 31530 and 31569.1 of the Streets and Highways Code and to add Sections 31530.1, 31537.1, 31537.2, 31537.3 and 31537.4 to said code, relating to the Vehicle Parking District Law of 1943 and the formation of vehicle parking districts thereunder;

Senate Bill No. 1400—An act to amend Section 28135 of the Government Code, and to amend Section 455 of the Education Code, relating to compensation for public service;

Senate Bill No. 1891—An act to amend Section 103.3 of the Welfare and Institutions Code, relating to the administration of public assistance;

Senate Bill No. 2052—An act to add Sections 7384.5 and 7384.6 to the Business and Professions Code, relating to the establishment of separate toilet facilities for patrons of beauty shops;

Senate Bill No. 2211—An act to amend Section 2 of the Fish and Game Code, and Section 70 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to the enforcement and administration of the laws relating to fish and game; And reports that the same have been correctly enrolled, and presented to the Governor on the second day of May, 1957, at 5.30 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 2, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2399—An act to amend Section 28109 of the Government Code, relating to compensation for public service in a county of the ninth class;

Senate Bill No. 2101—An act to amend Sections 26472, 26493, 26516.4, 26518.5, 26542, 26554, and 26566 of the Health and Safety Code, relating to pure foods and public health;

And reports that the same have been correctly enrolled, and presented to the Governor on the second day of May, 1957, at 5.30 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 613

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 160	Senate Bill No. 1544
Senate Bill No. 250	Senate Bill No. 1545
Senate Bill No. 1098	Senate Bill No. 1571
Senate Bill No. 1124	Senate Bill No. 1779
Senate Bill No. 1189	Senate Bill No. 2082
Senate Bill No. 1220	Senate Bill No. 2661
Senate Bill No. 1541	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 387
Senate Bill No. 2176
Senate Bill No. 2178

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 1671	Senate Bill No. 1947
Senate Bill No. 2418	Assembly Bill No. 3218
Senate Bill No. 1845	

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 76	Assembly Bill No. 2332
Senate Bill No. 961	Assembly Bill No. 3233
Senate Bill No. 1844	Assembly Bill No. 2824
	Assembly Bill No. 2007

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ABSHIRE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Assembly Concurrent Resolution No. 129
Assembly Joint Resolution No. 26

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

ABSHIRE, Chairman

Above reported resolutions ordered to third reading.

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 2558
Senate Bill No. 1111

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 1133
Senate Bill No. 1562
Senate Bill No. 1591
Senate Bill No. 1596
Senate Bill No. 1744
Assembly Bill No. 399
Assembly Bill No. 936
Assembly Bill No. 984

Assembly Bill No. 1568
Assembly Bill No. 1626
Assembly Bill No. 1830
Assembly Bill No. 3096
Assembly Bill No. 3097
Assembly Bill No. 3327
Assembly Bill No. 2878

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

KRAFT, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 242
Senate Bill No. 279
Senate Bill No. 1200
Senate Bill No. 1588

Senate Bill No. 2007
Senate Bill No. 2039
Senate Bill No. 2509

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

KRAFT, Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 596
Assembly Bill No. 1359

Assembly Bill No. 972
Assembly Bill No. 598

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CHRISTENSEN, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 2115
Assembly Bill No. 371

Assembly Bill No. 597
Assembly Bill No. 974

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

CHRISTENSEN, Vice Chairman

Above reported bills ordered to second reading.

CONSIDERATION OF DAILY FILE

MOTIONS TO RECONSIDER

Assembly Bill No. 1539—An act to repeal Section 1620 of the Streets and Highways Code and to amend Section 771 of the Vehicle Code, relating to county highway funds.

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to have the motion of Senator Teale to reconsider the vote whereby Assembly Bill No. 1539 was passed, continued until Wednesday, May 8, 1957.

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 2596—An act to add Section 264 to the Revenue and Taxation Code, relating to the orphanage exemption, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 2596?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 25, 1957, strike out "263", and insert "264".

Amendment No. 2

On page 1, line 1, strike out "263", and insert "264".

Amendment No. 3

On page 1, line 3, strike out "263", and insert "264".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 2596 by the following vote:

AYES Senators Abshire, Beard, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ild, C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—31.

NOES None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Joint Resolution No. 13—Relative to the study, design and construction of the Park's Bar Dam on the Yuba River.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, lines 5 and 6, of the printed measure, as amended in Senate, April 30, 1957, strike out "2 to December 24,".

Amendment No. 2

On page 1, strike out line 13, and insert "provide approximately 200,000 acre-feet of active storage, which will substantially reduce".

Amendment No. 3

On page 1, line 14, strike out "by 91,000 cubic feet per second".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 581—An act to add Sections 4462, 4463, 4464, and 4465 to the Health and Safety Code, relating to public fishing in publicly owned domestic water supply reservoirs.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 16, 1957, strike out "and 4465", and insert ", 4465, 4466, and 4467".

Amendment No. 2

On page 1, line 6, after "and", insert "its".

Amendment No. 3

On page 1, line 8, after "and", insert "its".

Amendment No. 4

On page 1, line 15, after "on", insert "its".

Amendment No. 5

On page 1, line 19, after "on", insert "its".

Amendment No. 6

On page 2, line 6, after "and", insert "its".

Amendment No. 7

On page 2, line 12, after "on", insert "its".

Amendment No. 8

On page 2, line 14, after "voir and", insert "its".

Amendment No. 9

On page 2, line 18, after "reservoir and", insert "its".

Amendment No. 10

On page 2, line 19, strike out "the", and insert "its".

Amendment No. 11

On page 2, line 39, strike out "5.", and insert "6."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 407—An act to amend Section 10270.1 of the Insurance Code, relating to insurance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1230—An act to add Section 96 to the Agricultural Code, relating to fairs and expositions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 19, of the printed bill, after "contract.", strike out the balance of the line; and strike out all of lines 20 and 21; and in line 22, strike out "contract."

Amendment No. 2

On page 2, line 12, after "bids.", strike out the balance of line 12; and strike out all of lines 13 to 17, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Senate Bill No. 2183—An act to add Section 728.5 to the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Utilities:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in Senate April 16, 1957, strike out "; and all charges, fees, or rates paid"; strike out lines 17 and 18, and insert a period.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 86—An act to repeal Chapter 8 of Part 4 of Division 6 of, and to add Chapter 8 to Part 4 of Division 6 of, the Welfare and Institutions Code, relating to the Neuropsychiatric Institute, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 925—An act to amend Sections 4901, 4902, 4906, 4911, 4927, 4928, 4929, 4930, 4940, 4941, 4942, 4943, 4944, 4945, 4946, 4947, 4949, and 4951 of, to add Sections 4952 and 4953 to, to repeal Article 4 (commencing with Section 4961) of Chapter 10 of Division 4 of, and to add Article 4 (commencing with Section 4961) to Chapter 10 of Division 4 of, the Public Resources Code, relating to forest practices.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate April 15, 1957, after "Sections", insert "4818,".

Amendment No. 2

On page 2, after line 25, insert

"SEC. 4.5. Section 4918 is added to said code, to read:

4918. This chapter does not apply to any person who engages in the activities herein regulated, as an employee with wages as his sole compensation."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2653—An act making an appropriation for the study, acquisition, development, and interpretation of the historic Santa Barbara Presidio.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1326—An act to add Section 5017 to the Public Resources Code, relating to state-owned beach and park lands.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "all".

Amendment No. 2

On page 1, line 7, strike out "local taxing agency", and insert "county".

Amendment No. 3

On page 1, strike out lines 8 to 11, inclusive, and insert "are located an amount computed as follows:

(a) There shall be determined an amount equal to the taxes levied by the county on similar lands similarly situated;

(b) from this amount there shall be deducted an amount equal to two per centum of the taxes levied on the total assessed valuation of land within the county;

(c) The resulting balance, if any, shall be paid to the county."

Amendment No. 4

On page 1, lines 13 and 14, strike out "local taxing agency", and insert "county".

Amendment No. 5

On page 1, lines 18 and 19, strike out "officer or body exercising the function of assessor for the local taxing agency", and insert "county assessor".

Amendment No. 6

On page 1, strike out all of line 24, and insert "each county under this section. If the total amount in any fiscal year as computed under this section should exceed two hundred fifty thousand dollars (\$250,000), the amounts payable to the several counties shall be ratably reduced so as to limit the total amount payable hereunder to the sum of two hundred fifty thousand dollars (\$250,000)."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2186—An act to amend Section 8604 of, and to add Section 8704 to, the Public Resources Code, relating to the tourist industry, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "shall make"; strike out lines 7 and 8, and insert

"Shall investigate the extent and economic value of tourist and recreational travel by the people of California and by nonresidents in California;".

Amendment No. 2

On page 1, strike out lines 19, 20, and 21, and insert "and value of recreational travel, including information on the volume and characteristics of travel to the State, within various parts of the State, and outside the State. The Director of".

Amendment No. 3

On page 1, line 27, strike out "fourteen thousand dollars (\$14,000)", and insert "forty-five thousand dollars (\$45,000)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1774—An act to add Sections 5.1, 5.2, 5.3, 5.4, 5.5, 5.6, 13.5, 15 and 16 to, and to amend Sections 5 and 12 of, Chapter 124 of the Statutes of 1955, relating to the holding of winter Olympic games in California, providing for the disposition of facilities after completion of said games, making an appropriation therefor and authorizing eminent domain, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 2, line 23, of the printed bill, as amended April 29, 1957, after "void", insert "; provided, however, that this section shall not apply to contracts made with reference to the acquisition of property for the purpose of staging the games."

Amendment No. 2

On page 2, line 27, after "lease", insert "such real or personal property as may be necessary for the holding of the 1960 Winter Olympic Games."

Amendment No. 3

On page 2, line 28, after "any", insert "such".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1029—An act to amend Section 1203 of, the Health and Safety Code, relating to clinics and public health.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1233—An act to amend Section 33566 of the Health and Safety Code, relating to community redevelopment.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1234—An act to add Section 33270.1 to the Health and Safety Code, relating to community redevelopment.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1082—An act to add Chapter 5.5 (commencing at Section 18440) to Part 2.1 of Division 13 of the Health and Safety Code, relating to tent camps.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1232—An act to add Chapter 6 to Part 1, Division 24 of the Health and Safety Code, relating to urban renewal.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 4, line 31, of the printed bill, after the period, insert

"The provisions of this chapter shall not grant to any such agency in any community powers which are now or hereafter granted to any other officer, board, or department of the community by charter or ordinance without the consent of the legislative body of such community by ordinance."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2107—An act to amend Section 504 of, and to add Section 509.5, Division 5.7 (commencing at Section 5801) to, and to repeal Chapter 8 (commencing at Section 6475) of Part 1, Division 6 of the Public Resources Code, relating to small craft harbors, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

On page 4, of the printed bill, as amended in Senate April 22, 1957, strike out lines 26 to 48, inclusive.

Amendment No. 2

On page 4, line 49, strike out "5829", and insert "5827".

Amendment No. 3

On page 5, line 9, strike out "5830", and insert "5828".

Amendment No. 4

On page 5, line 10, strike out "5829", and insert "5827".

Amendment No. 5

On page 5, line 22, strike out "5829", and insert "5827".

Amendment No. 6

On page 5, line 26, strike out "5831", and insert "5829".

Amendment No. 7

On page 5, line 32, strike out "5832", and insert "5830".

Amendment No. 8

On page 5, line 36, strike out "5833", and insert "5831".

Amendment No. 9

On page 5, line 39, strike out "5834", and insert "5832".

Amendment No. 10

On page 5, line 44, strike out "5835", and insert "5833".

Amendment No. 11

On page 5, line 51, strike out "5836", and insert "5834".

Amendment No. 12

On page 6, line 4, strike out "5837", and insert "5835".

Amendment No. 13

On page 6, line 7, strike out "5838", and insert "5836".

Amendment No. 14

On page 6, line 11, strike out "5839", and insert "5837".

Amendment No. 15

On page 6, line 19, strike out "5840", and insert "5838".

Amendment No. 16

On page 6, line 28, strike out "5841", and insert "5839".

Amendments read, and adopted.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

On page 5, line 10, of the printed bill, as amended in Senate April 22, 1957, strike out "county or city", and insert " , city, county, or district".

Amendment No. 2

On page 5, line 14, strike out "county or city", and insert " , city, county, or district".

Amendment No. 3

On page 5, line 14, strike out "of the county", and insert "thereof".

Amendment No. 4

On page 5, line 15, strike out "or city".

Amendment No. 5

On page 5, line 17, after "chapter", strike out the period, and insert "; nor shall such transfer or loan be made if written protest thereto signed by owners of one-half or more of the assessed valuation of taxable property in said city, county, or district is received by the governing body of such city, county, or district."

Amendment No. 6

On page 5, line 19, strike out "or county", and insert ", county, or district".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 2110—An act to add Sections 6499.5 and 6499.6, to the Public Resources Code, relating to loans to cities, counties, and districts, for the planning of small craft harbors, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Natural Resources:

Amendment No. 1

On page 2, line 1, of the printed bill, as amended in Senate April 22, 1957, strike out "charged", and insert "charge".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 627—An act to add Section 13106 to the Government Code, relating to quitclaiming of state-owned easements and rights of way.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, after line 7, insert

"Prior to the disposition of any easement or right of way owned by the State pursuant to this section, notice thereof shall be published pursuant to Section 6061 of the Government Code in a newspaper published in the county in which the easement or right of way is situated, and if there is no newspaper published in such county, notice shall be published in a newspaper published in an adjoining county and shall be posted in at least three public places in the county in which the easement or right of way is situated, including one posting on the real property in which the easement or right of way is located.

If the easement or right of way was acquired by the State for a price approximating its market value at the time of acquisition, the director, when he disposes of such easement or right of way shall make a reasonable effort to obtain as the price for the sale thereof an amount approximately equivalent to the current market value at the time of such disposition."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1186—An act to add Section 13078 to, and to repeal Section 13372 of, the Government Code, relating to the Department of Finance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 1, of the title of the printed bill, strike out “,” and to repeal Section 13372 of”.

Amendment No. 2

On page 1, line 4, after “transactions”, insert “involving not more than ten thousand dollars (\$10,000)”.

Amendment No. 3

On page 1, line 7, after “State.”, insert “Written notice of exemptions shall be given to the Controller.”

Amendment No. 4

On page 1, strike out line 8.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1214—An act to add Section 1090.1 to the Government Code, relating to public officers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1695—An act to amend Section 108 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1463—An act to add Section 735.5 to the Insurance Code, relating to the examination reports of insurers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1948—An act to amend Section 23037 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 10, of the printed bill, after the period, insert “A guest is defined as a person who is actually a house guest, or a person whose presence as a guest is in response to a specific invitation for the special occasion.”

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1949—An act to repeal Section 4 of Chapter 1801 of the Statutes of 1955, and to amend Sections 23399 and 23824 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out “,” a club license, or a veterans club license”.

Amendment No. 2

On page 1, strike out all of lines 14, 15, and 16.

Amendment No. 3

On page 1, line 17, strike out "premises."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Assembly Bill No. 271—An act to amend Sections 132 and 132.6 of the Elections Code, relating to registration.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 24, of the printed bill, after "elector", insert "and sent by registered or certified mail wherever possible".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 465—An act to add Section 32130.5 to the Health and Safety Code, relating to hospital districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1087—An act to add Article 4 (commencing at Section 24155) of Chapter 1 of Division 20 of the Health and Safety Code, relating to health and safety of persons engaged in water-contact sports.

Bill read second time.

Consideration of Committee Amendments^o

The following amendments were proposed by the Committee on Public Health and Safety.

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in Assembly April 3, 1957, strike out "suitable standards", and insert "a suitable standard".

Amendment No. 2

On page 2, line 1, strike out "recreational,".

Amendment No. 3

On page 2, line 2, strike out "and other appropriate uses", and insert "areas".

Amendment No. 4

On page 2, line 4, strike out "standards", and insert "standard".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 174—An act to amend Sections 17204, 17287, 17501, 17503, 17504, 17514, 17516, 17517, 17522, 18200, 18411, 18552, 18802, 18807, 18863, 18864, 18882, 18883, 19053.3 of, and to add Section 17304 to Part 10 of Division 2 of the Revenue and Taxation Code, relating to personal income taxes, and providing that this act shall take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Assembly Bill No. 4074—An act to amend Section 24405 of the Revenue and Taxation Code, relating to state taxes.

Bill read second time, ordered engrossed, and to third reading.

Assembly Bill No. 179—An act to amend Section 24344 of Part II of Division 2 of the Revenue and Taxation Code, relating to the taxation of banks, and corporations, associations, and Massachusetts trusts, and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 2 of the title of the printed bill, after "Code," insert "and Section 12204 of the Government Code,".

Amendment No. 2

In line 3 of the title, after "trusts," insert "and to fees payable by foreign corporations for filing their articles of incorporation,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2, after line 5, insert

"SEC. 2. Section 12204 of the Government Code is amended to read:

12204. The fee for filing the certified copy of the articles of incorporation of a foreign nonprofit corporation, and of a foreign corporation organized for educational, religious, scientific, or charitable purposes, and not issuing shares, is five dollars (\$5).

The fee for filing the certified copy of articles of incorporation of any other foreign corporation is [one hundred dollars (\$100)] *three hundred fifty dollars (\$350).*"

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 180—An act to repeal Sections 23562, 23562a, and 23562b of, and to amend Sections 23222a, 23251, 23701h, 24345, 24428, 24512, 24672, 24945, 24961, 24962, 25732, 26073a, and 26161 of, and to add Article 3 to Chapter 3, comprising Sections 23571 and 23572, to Part 2 of Division 2 of the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations, and Massachusetts trusts, and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 4, line 25, of the printed bill, as amended in Senate April 15, 1957, after "transferor", insert ", or is transferred to any exempt nonprofit cemetery corporation as defined in Section 23701c of this code."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1986—An act to amend Section 13005 of the Water Code, relating to water pollution.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3586—An act to amend Section 22505 of the Water Code, relating to irrigation districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3743—An act to amend Section 3.1 and to repeal Section 30.2 of the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to payment of bonds.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1028—An act to amend Section 10202.7 of the Insurance Code, relating to group life policies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Financial Institutions:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Assembly April 3, 1957, strike out "one or more trades", and insert "a trade or several closely related trades such as manufacturers and fabricators and processors".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Financial Institutions.

Chief Assistant Secretary Lachlan M. Richards at the Desk

THIRD READING OF SENATE BILLS

Motion to Retain Place on File

Senator Cobey moved that Senate Bill No. 1995 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 2152 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Abshire moved that Senate Bill No. 2228 be passed on file and retain its place on file.

Motion carried.

Senate Constitutional Amendment No. 7—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 5, 6, and 27 of Article IV, relating to the Legislature, and providing for reapportionment of assembly and congressional districts to conform thereto.

Resolution read.

The roll was called, and the resolution refused adoption by the following vote:

AYES—Senators Arnold, Beard, Cobey, Farr, Kraft, Miller, Montgomery, Richards, Short, and Sutton—10.

NOES—Senators Abshire, Berry, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, Robert I. McCarthy, Murdy, Thompson, and Williams—23.

Motion to Retain Place on File

Senator Abshire moved that Senate Bills Nos. 73, 79 and 74 be passed on file and retain their places on file.

Motion carried.

Senate Bill No. 2446—An act to add Section 7677.1 to the Public Utilities Code, relating to train movement orders.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, Miller, Montgomery, Murdy, Richards, Short, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 154—An act to amend Section 1554 of the Education Code, relating to the destruction of school district records.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 228—An act to amend Section 7012 of the Education Code, relating to pupil transportation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 261—An act to amend Section 7714.1 of the Education Code, relating to state school building aid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 519—An act to add Article 13 to Chapter 1 of Division 5 of, and to add Section 16672.1 and 6904.1 to, and to amend Section 16711 of, the Education Code, relating to work experience education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Miller, Montgomery, Murdy, Richards, Short, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 267—An act to add Section 13862 to the Education Code, relating to pay roll deductions for school district employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—Senator Christensen—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1565—An act to add Section 7745.1 to the Education Code, relating to apportionments of state school building aid funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Short, Sutton, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1615—An act to add Section 1607 to the Education Code, relating to the change of school district boundaries, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, and Williams—30.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1873—An act to add Section 7773.1 to the Education Code, relating to school district public works, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2076—An act to add Section 11745.7 to the Education Code, relating to school district retirement systems.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2609—An act to add Section 11158 to the Education Code, relating to the adoption of basic textbooks for use in the public schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Thompson, and Williams—28.

NOES—Senator Beard—1.

Bill ordered transmitted to the Assembly.

Motion to Be Excused

Senator Murdy moved that he be excused to attend an Assembly committee.

Motion carried.

Senate Bill No. 1572—An act to amend Sections 25350, 25363, and 25536 of the Government Code, relating to the acquisition of property by counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Montgomery, Richards, Short, Thompson, and Williams—25.

NOES—None.

Motion to Amend Title

Senator Abshire moved the adoption of the following amendment to the title:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate May 1, 1957, after "acquisition", insert ", management, and disposition".

Amendment read, and adopted.

Bill ordered printed, and transmitted to the Assembly.

Senate Bill No. 43—An act to amend Section 1 of the Solano County Flood Control and Water Conservation District Act (Chapter 1656 of the Statutes of 1951), relating to the Solano County Flood Control and Water Conservation District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Cobey, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Hollister, Ed. C. Johnson, Kraft, Miller, Montgomery, Richards, Short, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 168—An act to amend Section 421 of the Education Code, relating to public officers of a county of the twenty-first class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Richards, Short, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 316—An act to amend Section 28137 of the Government Code, relating to compensation for the public services in counties of the thirty-seventh class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Richards, Short, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 317—An act to amend Section 28138 of the Government Code, relating to compensation for public services in counties of the thirty-eighth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Richards, Short, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 762—An act to amend Section 28142 of the Government Code, relating to compensation for public services in counties of the forty-second class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Richards, Short, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 764—An act to amend Section 452 of the Education Code, relating to the superintendent of schools of Amador County.

Motion to Refer Bill to Inactive File

Senator Berry moved that Senate Bill No. 764 be placed on the inactive file.

Motion carried.

Senate Bill No. 765—An act to amend Section 442 of the Education Code, relating to the superintendent of schools of El Dorado County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Richards, Short, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 895—An act to amend Section 31720.5 of the Government Code, relating to retirement for county employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Montgomery, Richards, Short, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2656—An act to amend Section 960.5 of the Military and Veterans Code, relating to veterans' graves.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Hollister, Ed. C. Johnson, Kraft, Miller, Montgomery, Richards, Short, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1857—An act to amend Section 27 of the Probate Code, relating to those who may take by will.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Farr, Hollister, Ed. C. Johnson, Kraft, Miller, Montgomery, Richards, Short, Thompson, and Williams—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 160—An act to add Section 3897.1 to, and to amend Section 3895 of, the Education Code, relating to elementary school districts which are a part of two or more high school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Farr, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Richards, Short, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 327—An act to amend Section 15 of Chapter 737 of the Statutes of 1951, relating to the Interim San Francisco Bay Ports Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Brown, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Farr, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Richards, Short, and Thompson—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 $\frac{1}{2}$ of Article XIII thereof, relating to exemption on account of military service.

Resolution read.

Motion to Amend

Senator Coombs moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed measure, as amended in Senate April 23, 1957, after "amending", insert "the first paragraph of".

Amendment No. 2

On page 1, before line 1, insert

"Resolved by the Senate, the Assembly, concerning, That the Legislature of the State of California at its 1957 Regular Session commencing on the seventh day of

January, 1957, two-thirds of the members elected to each of the two houses of the Legislature voting therefor, hereby proposes to the people of the State of California that the Constitution of the State be amended by amending the first paragraph of Section 14 of Article XIII thereof, to read:"

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 142—Relative to seventy-fifth anniversary of the establishment of the first community of the Sisters of Saint Joseph of Carondelet in the San Diego area.

Resolution read, and presented by Senator Kraft.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 116: By Senators Miller, Richards, and Burns—Relative to commending the County of Los Angeles for undertaking basic research in the development of electronic vote tallying equipment.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Senator Farr:

Senate Resolution No. 120

Relative to requesting the Regents of the University of California to study the feasibility of establishing a campus of the university on the Monterey Peninsula

WHEREAS, It has become apparent from enrollment projections prepared by the State Department of Finance and from estimates made by other agencies, including the Joint Staff for the Liaison Committee of the State Board of Education and the Regents of the University of California (the report of which was recently submitted to the Legislature), that unprecedented increases in enrollment should be expected shortly by the University of California; and

WHEREAS, The establishment of new university campuses appears to be the most equitable method of meeting the evident need for additional university facilities, by locating such facilities nearer to new major sources of students; and

WHEREAS, There are adequate and convenient sites on the Monterey Peninsula that are available for a campus that would serve the South Central California Coast Section and are sufficiently distant from the university campus in Berkeley to serve an area where its services would not be immediately conflicting with those of the Berkeley campus; and

WHEREAS, The cultural environment on the Monterey Peninsula is particularly conducive to institutions of higher learning as evidenced by the location at Monterey of the United States Naval Post Graduate School of Engineering, the United States Army Language School, and the residence on said peninsula of many retired educational leaders from throughout the United States and Europe; now, therefore, be it

Resolved by the Senate of the State of California, That the Regents of the University of California are requested to have suitable studies made of the feasibility and appropriateness of establishing a new campus of the university on the Monterey Peninsula, including estimates of the cost involved and recommendations to the

Legislature thereon, such recommendations to be presented at the convening of the next regular session of the Legislature in 1958; and be it further

Resolved, That a copy of this resolution be transmitted to the Regents of the University of California.

Resolution read, and referred to Committee on Rules.

MOTION TO REFER BILLS TO INACTIVE FILE

Senator Donnelly moved that Assembly Bills Nos. 1882 and 1883 be placed on the inactive file.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which were referred:

Senate Bill No. 1002

Assembly Bill No. 397

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 1002

Senator Sutton moved that Senate Bill No. 1002 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1002—An act to amend Section 1352.1 of the Labor Code, relating to working hours of women employed in executive, administrative or professional capacity.

Bill read second time.

Motion to Amend

Senator Sutton moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 21, of the printed bill, as amended in Senate April 16, 1957, strike out "or of an apartment building of 30 units or less,".

Amendment No. 2

On page 1, lines 22 and 23, strike out "a salary of less than three hundred fifty dollars (\$350)", and insert "in addition, a salary of not less than six dollars and fifty cents (\$6.50) per unit".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

MOTION TO AMEND ASSEMBLY BILL NO. 397

Senator Montgomery moved that Assembly Bill No. 397 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 397—An act to amend Sections 3212 and 3212.5 of the Labor Code, relating to workmen's compensation.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in the Senate, April 16, 1957, in lines 19 to 21, strike out "In the case where an employee has served less than 10 years as such fire fighting or law enforcement employee, the", and insert "This".

Amendment No. 2

On page 2, line 23, after "it", insert "; provided, however, that in the case where the employee has served 10 years or more as a full-time fire fighting or law enforcement employee, the presumption shall be conclusive".

Amendment No. 3

On page 2, lines 46 to 48, strike out "In the case where an employee has served less than 10 years as such law enforcement employee, the", and insert "This".

Amendment No. 4

On page 2, line 51, after "it", insert "; provided, however, that in the case where an employee has served 10 years or more as a full-time law enforcement employee, the presumption shall be conclusive".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 908

Senate Bill No. 2185

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 908

Senator Cobey moved that Senate Bill No. 908 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 908—An act to amend Section 13926 of the Government Code, relating to merit awards to state employees.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 11, of the printed bill, as amended in the Senate April 22, 1957, strike out "five hundred dollars (\$500)", and insert "one hundred fifty dollars (\$150)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 2185

Senator Dolwig moved that Senate Bill No. 2185 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2185—An act to amend Sections 31671, 31671.5 and 31671.6 of the Government Code.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Act", and insert "An act to add Section 31624 to, and".

Amendment No. 2

In line 2 of the title, after "Code", insert ", relating to retirement".

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 31624 is added to the Government Code, to read: 31624. Whenever, pursuant to this chapter, such as Section 31671.6, a retirement allowance is calculated as of a date prior to the date of actual retirement, contributions shall not be made either by the county or district or member for service subsequent to such date.

SEC. 2. Section 31671 of said code is".

Amendment No. 4

On page 1, line 13, strike out "2", and insert "3".

Amendment No. 5

On page 1, strike out lines 20 to 23, inclusive, and insert "31671.6. In any county having a population in excess of 4,000,000, the retire-".

Amendment No. 6

On page 1, line 25, strike out the "r" in "officer".

Amendment No. 7

On page 1, line 27, after "birthday", insert ", except that if, on the effective date of the 1957 amendment to this section, an elective officer is serving during a term which commenced after his seventieth birthday, the retirement allowance of such officer shall be computed as of the end of such term. Contributions shall not be made by the county, district or elective officer for any time subsequent to the date as of which his retirement allowance is calculated".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which were referred:

Senate Bill No. 1463

Senate Bill No. 1920

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 1463

Senator Byrne moved that Senate Bill No. 1463 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1463—An act to amend Section 8 of the Agricultural Code, relating to agriculture.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 8 of", and insert "add Section 782.4 to".

Amendment No. 2

On page 1, strike out lines 1 to 4, inclusive, and insert

"SECTION 1. Section 782.4 is added to the Agricultural Code, to read:

782.4. The director may inspect and certify to marketing order advisory boards, handlers, associations, or financially interested persons the analysis, classification, quality, or condition of fruits, nuts, vegetables, or other agricultural commodities. For the purpose of carrying out the provisions of this section, the director may establish necessary regulations under the provisions of Chapter 4 (commencing at Section 11370), Part 1, Division 3, Title 2, of the Government Code, including reasonable fees to be charged for such services and for the acceptance of advance fees to effectuate such inspection. Any fees so established shall be based upon the approximate cost of the service to be rendered. All money received under this section shall be paid into the Department of Agriculture Fund to be expended in carrying out the provisions of this section."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

MOTION TO AMEND SENATE BILL NO. 1920

Senator Burns moved that Senate Bill No. 1920 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1920—An act to amend Section 403.5 of the Agricultural Code, relating to grazing.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out line 25, and insert

"(c) Beginning at the northeast corner of the southwest quarter of Section 17; thence south along the east line of said quarter section and the east line of the northwest quarter of Section 20, to the southeast corner of said quarter section; thence west along the south line of said quarter section and the south line of the northeast quarter of Section 19 to the southwest corner of said quarter section; thence north along the west line of said quarter section and the west line of the southeast quarter of Section 18 to the northwest corner of said quarter section; and thence east along the north line of said quarter section and the north line of the southwest quarter of Section 17 to the northeast corner of said quarter section and the point of beginning; being the southwest quarter of Section 17, the southeast quarter of Section 18, the northeast quarter of Section 19, and the northwest quarter of Section 20, T. 33 N., R. 8 W., Mount Diablo Base and Meridian.

(d) Highway U. S. 299 and all land within 500 feet of each side of the center line of the highway.

Amendment No. 2

On page 1, strike out lines 26 to 28, inclusive; strike out all of pages 2 and 3; on page 4, strike out lines 1 to 11, inclusive; and on page 4, line 12, strike out "(f)", and insert "(e)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 2192

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 2192

Senator Dolwig moved that Senate Bill No. 2192 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2192—An act to amend Sections 309, 310, and 1704 of the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 29, 1957, strike out "309, 310," and insert "310".

Amendment No. 2

On page 1, strike out lines 1 to 9, inclusive.

Amendment No. 3

On page 1, strike out line 10, and insert

"SECTION 1. Section 310 of the Public Utilities Code is amended to read:".

Amendment No. 4

On page 1, strike out lines 21 and 22; on page 2, strike out line 1; in line 2 strike out "Business and Professions Code.", and insert "by an examiner of the commission designated for that purpose, except that if any party to the proceeding so requests, a hearing officer assigned from the Division of Administrative Procedure staff maintained by the Director of Professional and Vocational Standards pursuant to Section 110.5 of the Business and Professions Code shall be designated by the commission to take the evidence rather than an examiner of the commission."

Amendment No. 5

On page 2, line 8, strike out "SEC. 3.", and insert "SEC. 2."

Amendment No. 6

On page 2, line 44, after the period, insert "The court may, for good cause shown by the commission, extend the time within which the commission is required by this section to conduct such hearing or promulgate its decision."

Amendment No. 7

On page 2, line 45, strike out "This section does not apply", and insert "The amendments to this section adopted at the 1957 Regular Session of the Legislature do not apply with respect".

Amendment No. 8

On page 2, line 46, strike out "shall it apply", and insert "with respect".

Amendment No. 9

On page 2, strike out lines 48 to 52, inclusive; and strike out all on page 3.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 1631

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 1631

Senator Short moved that Senate Bill No. 1631 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1631—An act relating to the New Melones Project, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "act", insert "to add Sections 12895 and 12896 to the Water Code,".

Amendment No. 2

In lines 1 and 2 of the title, strike out "New Melones Project, and making an appropriation therefor", and insert "planning, construction, operation, maintenance, and financing of water projects, including the New Melones Project and the New Hogan Project".

Amendment No. 3

On page 1, strike out lines 1 to 8, inclusive, and insert

"SECTION 1. Section 12895 is added to the Water Code, to read:

12895. The Department of Water Resources is authorized to participate and cooperate with the United States in the planning, construction, operation, maintenance, and financing of projects that are in substantial conformity with the California Water Plan, provided that such participation and cooperation as to any project shall be limited to planning and investigation, unless the Legislature shall have specifically appropriated funds for part or all of the costs of state participation in a project.

SEC. 2. Section 12896 is added to said code, to read:

12896. Under the policy established in Section 12895, the department is authorized to participate and cooperate with the United States in the planning, construction, operation, maintenance, and financing of the New Melones Project on the Stanislaus River and the New Hogan Project on the Calaveras River."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Social Welfare**

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which were referred:

Senate Bill No. 92

Senate Bill No. 1938

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 92

Senator Burns moved that Senate Bill No. 92 be amended and referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 92—An act to add Part 2, comprising Chapter 1, Sections 4000 to 4192, inclusive, to Division 5 of the Welfare and Institutions Code, to amend Sections 7.5, 103.4, 103.5, 114.5, 118.2, 119.5, 145, 145.1, and 145.4 thereof, and to amend Section 29802 of the Government Code, relating to a program of aid to the needy permanently and totally disabled in accordance with Title XIV of the Federal Social Security Act, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

On page 5, line 30, of the printed bill, as amended in Senate May 1, 1957, strike out "a public", and insert "an".

Amendment No. 2

On page 5, line 31, strike out "public".

Amendment No. 3

On page 5, line 46, after the period, insert "No patient who is restrained or maintained in a locked ward is eligible to receive aid under this chapter."

Amendment No. 4

On page 7, lines 18 and 19, strike out "The method of computing and advancing funds to counties shall be", and insert "Funds shall be computed and advanced to counties".

Amendment No. 5

On page 7, line 20, between "shall" and "compute", insert ", prior to the beginning of each quarter,".

Amendment No. 6

On page 7, line 21, between "month" and "both", insert "of the quarter".

Amendment No. 7

On page 7, between lines 25 and 26, insert

"(c) Amounts to be advanced shall be adjusted by the amount by which the estimate of any prior quarter was greater or less than the amount which should have been advanced to the county for such quarter."

Amendment No. 8

On page 7, line 26, strike out "c", and insert "d".

Amendment No. 9

On page 7, line 32, strike out "d", and insert "e".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

MOTION TO AMEND SENATE BILL NO. 1938

Senator Murdy moved that Senate Bill No. 1938 be amended and referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1938—An act to add Part 2, comprising Chapter 1, Sections 4000 to 4192, inclusive, to Division 5 of the Welfare and Institutions Code, to amend Sections 7.5, 103.4, 103.5, 114.5, 118.2, 119.5, 145, 145.1, and 145.4 thereof, and to amend Section 29802 of the Government Code, relating to a program of aid to the needy permanently and totally disabled in accordance with Title XIV of the Federal Social Security Act.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 1, 2, 3, 4, and 5 of the title of the printed bill, and insert "An act making an appropriation to the State Department of Social Welfare to provide aid to".

Amendment No. 2

In line 6 of the title, strike out "permanently and totally disabled in accordance with", and insert "disabled persons."

Amendment No. 3

Strike out line 7 of the title.

Amendment No. 4

On page 1, strike out lines 1 and 2, and insert
"SECTION 1. There is hereby appropriated to the State Department of Social Welfare out of the General Fund in the State Treasury the sum of _____ dollars (\$ _____), for the purpose of carrying out the provisions of Chapter 1 of Part 2 of Division 5 of the Welfare and Institutions Code."

Amendment No. 5

On page 1, strike out lines 3 to 22, inclusive; strike out all of pages 2 to 14, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 176

Assembly Bill No. 2448

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 176

Senator Farr moved that Senate Bill No. 176 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 176—An act to add Section 653i to the Penal Code, relating to eavesdropping on confidential communications.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out the period, and insert “; provided, however, the provisions of this section shall not apply to any employee of a public utility engaged in the business of providing service and facilities for telephone or telegraph communications while engaged in the construction, maintenance, conduct or operation of the service or facilities of such public utility.”

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 2448

Senator Burns moved that Assembly Bill No. 2448 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2448—An act to amend Section 701 of the Welfare and Institutions Code, relating to the freeing of persons from the custody and control of parents.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 8, of the printed bill, after “conditions”, insert “, and then only if those conditions have existed for a period of at least one year prior to the entry of such decree”.

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 2011

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 2011

Senator Kraft moved that Senate Bill No. 2011 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2011—An act to amend Section 4038 of the Business and Professions Code, relating to pharmacy.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 4038 of", and insert "Sections 1203, 1204, 1205, 1206, 1220, 1222, 1223, 1226, 1241, 1242, 1243, 1244, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1280, 1281, 1282, 1283, 1284, 1285, 1286, 1287, 1288, 1290, 1292, 1300 and 1320 of, and the heading of Chapter 3 (commencing with Sec. 1200) of Division 2 of, and to add Section 1293 to,".

Amendment No. 2

Strike out line 2 of the title, and insert "Code and to repeal Sections 3, 4, and 5 of Chapter 1727 of the Statutes of 1951, relating to clinical laboratory technology."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 to 5, inclusive, and insert
"SECTION 1. The heading of Chapter 3 (commencing with Section 1200) of Division 2 of the Business and Professions Code is amended to read:

CHAPTER 3. [CLINICAL] MEDICAL
LABORATORY TECHNOLOGY

SEC. 2. Section 1203 of said code is amended to read:

1203. As used in this chapter, ["clinical laboratory technologist"] "*medical bioanalyst*" means any person licensed under this chapter to engage in the work and direction of a [clinical] *medical* laboratory.

SEC. 3. Section 1204 of said code is amended to read:

1204. As used in this chapter, ["clinical laboratory technician"] "*medical laboratory technologist*" means any person other than a licensed [clinical laboratory technologist or registered clinical laboratory technician] *medical bioanalyst* or *registered medical laboratory technologist* trainee who is licensed or registered under this chapter to perform the technical procedures called for in a [clinical] *medical* laboratory under the direction of a [clinical laboratory technologist] *medical bioanalyst* or physician and surgeon.

SEC. 4. Section 1205 of said code is amended to read:

1205. As used in this chapter, ["clinical laboratory technician"] "*medical laboratory technologist trainee*" means any person registered under this chapter for the purpose of receiving comprehensive practical experience and instruction in [clinical] *medical* laboratory procedures under the direct and responsible supervision of a duly licensed physician and surgeon, [clinical laboratory technologist, or clinical laboratory technician in a clinical] *medical bioanalyst, or medical laboratory technologist* in a *medical* laboratory certified for this purpose by the department under this chapter.

SEC. 5. Section 1206 of said code is amended to read:

1206. As used in this chapter, ["clinical"] "*medical laboratory*" means any place, establishment, or institution organized and operated for the practical application of one or more of the fundamental sciences by the use of specialized apparatus, equipment, and methods for the purpose of obtaining scientific data which may be used as an aid to ascertain the presence, progress, and source of disease in human beings.

SEC. 6. Section 1220 of said code is amended to read:

1220. The board shall by regulation require that all [clinical] *medical* laboratories be conducted, maintained, and operated without injury to the public health.

SEC. 7. Section 1222 of said code is amended to read:

1222. The department may approve schools providing instruction in [clinical] *medical* laboratory technic which in the judgment of the department will provide instruction adequate to prepare individuals to meet the requirements for licensure under this chapter.

SEC. 8. Section 1223 of said code is amended to read:

1223. The department may approve [clinical] *medical* laboratories desiring to employ [clinical laboratory technician] *medical laboratory technologist* trainees for training purposes upon satisfactory evidence that said laboratories possess qualified personnel and are equipped to carry out all of the laboratory procedures commonly required in the following fields: bacteriology, serology, parasitology, hematology, and biochemistry; and that the scope of activities of said laboratories offer sufficient training in said laboratory procedures.

SEC. 9. Section 1226 of said code is amended to read:

1226. Agents of the department may inspect and inquire into the methods and equipment used by [clinical] *medical* laboratories operating under this chapter. The department may cooperate with or assist persons licensed under this chapter, or other qualified persons, in evaluating laboratory procedures and techniques and in recommending the preferred procedures and techniques for use in [clinical] *medical* laboratories.

SEC. 10. Section 1241 of said code is amended to read:

1241. This chapter does not apply to a [clinical] *medical* laboratory operated by any of the following:

(a) The State of California, or the United States of America, or any department, official or agency thereof.

(b) An individual licentiate of the healing arts for laboratory work performed on his own patients and within the scope of his license privileges; provided, however, that if the laboratory receives direct or indirect referred work from any other source all provisions of this chapter shall apply.

SEC. 11. Section 1242 of said code is amended to read:

1242. A duly licensed [clinical] *medical* laboratory technologist or [clinical] laboratory technician] *medical bioanalyst* may perform venipuncture or skin puncture for test purposes upon specific authorization from any person in accordance with the authority granted under any provisions of law relating to the healing arts, or granted under the Chiropractic Act.

SEC. 12. Section 1243 of said code is amended to read:

1243. A student or registered [clinical laboratory technician] *medical laboratory technologist* trainee regularly matriculated in any college or university accredited by the [American Association of Universities] *Western College Association, Northwest Association of Secondary and Higher Schools or an essentially equivalent accrediting agency, as determined by the department*, or in any legally chartered school approved by the department or receiving training in any [clinical] *medical* laboratory approved by the department may perform venipuncture [and/or skin puncture as a part of the necessary training program when done under the direct and responsible supervision of a licensed [clinical] *medical* laboratory technologist, [technician] *medical bioanalyst*, or physician and surgeon.

SEC. 13. Section 1244 of said code is amended to read:

1244. The provisions of this chapter do not apply to bona fide investigational or consultative [clinical] *medical* laboratory procedures performed by members of the faculty in the course of their employment in institutions accredited by the [American Association of Universities] *Western College Association, Northwest Association of Secondary and Higher Schools or an essentially equivalent accrediting agency, as determined by the department*.

SEC. 14. Section 1260 of said code is amended to read:

1260. The board shall issue a [clinical laboratory technologist's] *medical bioanalyst's* license to each person who is a lawful holder of a degree of bachelor of arts or bachelor of science or equivalent degree issued after a full course of resident instruction in one or more established and reputable institutions maintaining standards equivalent, as determined by the department, to those institutions accredited by the [American Association of Universities] *Western College Association, Northwest Association of Secondary and Higher Schools or an essentially equivalent accrediting agency, as determined by the department*, with a major work for such degree in one of the biological or chemical sciences who has had a minimum of five years' experience, at least one year of which must have been immediately antecedent to admission to the examination, either as a licensed [clinical laboratory technician] *medical laboratory technologist* or its equivalent performing [clinical] *medical* laboratory work embracing the various fields of [clinical] *medical* laboratory activity in a [clinical] *medical* laboratory satisfactory to the department, and whom the board finds by written, oral, and practical examination to be properly qualified. The board shall establish by regulation the required courses to be included in the college or university training. The following may be accepted as equivalent of, and substituted for, experience to a maximum of three years for such experience: (1) a master's degree in fundamental medical sciences, one year; (2) a doctorate in fundamental medical sciences, two additional years.

SEC. 15. Section 1261 of said code is amended to read:

1261. The board shall issue a [clinical laboratory technician's] *medical laboratory technologist's* license to each person found by it to be properly qualified and it shall hold written, oral, or practical examinations to aid it in judging the qualifications of applicants. The examinations for license to work in a [clinical laboratory as a technician] *medical laboratory as a technologist* shall cover the field of the five subjects of bacteriology, serology, biochemistry, hematology, and parasitology, except that the examination for a special [clinical laboratory technician's] *medical laboratory technologist's* license in biochemistry, bacteriology and serology, or parasitology, shall be concerned only with the subject or subjects in which the license is to be issued. The prerequisites for entrance into the examination shall be one of the following:

(a) Completion of a regular four-year college or university curriculum in medical [or clinical] laboratory technic with a degree of bachelor of arts or bachelor of

science in a college or university approved by the department, the last year of which course shall have been primarily [clinical] *medical laboratory procedure*; provided, however, that if the curriculum did not include practical [clinical] *medical laboratory work*, six months as a [clinical laboratory technician] *medical laboratory technologist* trainee or the equivalent as determined by the department in a [clinical] *medical laboratory* approved by the department shall be required; or

(b) Graduation from a college or university maintaining standards equivalent, as determined by the department, to those institutions accredited by the [American Association of Universities] *Western College Association*, *Northwest Association of Secondary and Higher Schools* or an essentially equivalent accrediting agency, as determined by the department, with a degree of bachelor of arts or bachelor of science and a major in bacteriology, biochemistry, or essentially equivalent subject or subjects as may be determined by the department plus one year as a [clinical laboratory technician] *medical laboratory technologist* trainee or the equivalent as determined by the department in a [clinical] *medical laboratory* approved by the department. One year of practical experience in a public health laboratory may be accepted if such experience or if university or college courses included practical work in [clinical] *medical biochemistry* and *hematology*;

(c) [Graduation from high school or the equivalent as determined by the department with a minimum of five years' experience as a clinical laboratory technician trainee or the equivalent as determined by the department doing clinical laboratory work embracing the various fields of clinical laboratory activity in a clinical laboratory approved by the department, except that university or college work which includes courses in the fundamental sciences may be substituted for such experience to a maximum of four years in the ratio of 30 semester hours or equivalent quarter hours for each year of experience, and further, except that time spent in a school approved by the department under Section 1222 of this chapter shall count as acceptable experience on a month for month basis; provided, however, that an applicant seeking admittance to the examination on or after January 1, 1957, must have completed high school and 60 semester hours or equivalent quarter hours of university or college work in which are included the following courses, or essential equivalent as may be determined by the department: general inorganic chemistry—8; quantitative analysis—3; basic biological sciences—8; bacteriology—4; in addition to experience of not less than three years duration of the type specified in this subsection (c).]

A minimum of three years of experience as a *medical laboratory technologist* trainee or the equivalent as determined by the department doing *medical laboratory work* embracing the various fields of *medical laboratory activity* in a *medical laboratory* approved by the department and 60 semester hours or equivalent quarter hours of university or college work in which are included the following courses, or essential equivalent as may be determined by the department: general inorganic chemistry—8; quantitative analysis—3; basic biological sciences—8; bacteriology—4. Additional college or university work which includes courses in the fundamental sciences may be substituted for two of the three years of experience in the ratio of 30 semester hours or equivalent quarter hours for each year of experience. Time spent in a school approved by the department under Section 1222 of this chapter shall count as acceptable experience on a month for month basis.

SEC. 16. Section 1262 of said code is amended to read:

1262. No license as a [clinical laboratory technician] *medical laboratory technologist* shall be issued by the board except after examination; provided, that, when delay in meeting these requirements would work a hardship, a temporary [clinical laboratory technician's] *medical laboratory technologist's* license may be issued to an individual who by training or experience is apparently qualified; provided, however, that no person shall be issued such temporary license if he has failed a previous examination for said license.

SEC. 17. Section 1263 of said code is amended to read:

1263. The department shall register as a [clinical laboratory technician] *medical laboratory technologist* trainee each qualified person, upon application and payment of the fee for such registration, who desires a trainee status in any laboratory or school, other than a college or university accredited by the [American Association of Universities] *Western College Association*, *Northwest Association of Secondary and Higher Schools* or an essentially equivalent accrediting agency, as determined by the department, that is approved by the department to give such training. In order to qualify for registration an applicant must have [a high school diploma; provided, however, that after January 1, 1957, an applicant must meet the requirements of Section 1261 (c) of this chapter] 60 semester hours or equivalent quarter hours of university or college work in which are included the following courses, or essential equivalent as may be determined by the department: general inorganic chemistry—8; quantitative analysis—3; basic biological sciences—8; bacteriology—4. Registration certificates shall not be issued for a period in excess of two years after completion of the minimum training period required for the trainee to qualify for the [clinical laboratory technician's] *medical laboratory technologist's* examination.

SEC. 17.5. Section 1264 of said code is amended to read:

1264. Licenses issued under this chapter may cover work in any one basic science, or may cover proficiency in the entire field of [clinical] *medical laboratory* work.

SEC. 18. Section 1265 of said code is amended to read:

1265. The board shall issue a [clinical] *medical laboratory* permit to any person who has applied for said permit on forms provided by the department and who is found to be in compliance with the provisions of this chapter. The application shall include the name or names of the owner or the owners, the name of the director, and the name and location of the laboratory, and such other information as may be required by the department. Application shall be made by the owner of the laboratory and the director prior to its opening. A permit to conduct a [clinical] *medical laboratory* where the owner is not the director shall be issued jointly to the owner and the director and for the premises stated therein, and they shall be severally and jointly responsible to the department for the maintenance and conduct thereof or for any violations of the provisions of this chapter and regulations pertaining thereto. The board shall not issue a permit until it is satisfied that the [clinical] *medical laboratory* will be operated within the spirit and intent of this chapter, that the owner and director are each of good moral character, and that the granting of such permit will not be in conflict with the interest of public health; provided, however, that all persons operating laboratories in compliance with the provisions of this chapter on the effective date of this act shall receive a permit upon compliance with the application and reporting procedures required under this section and upon payment of the required fee. A separate permit must be obtained for each location. A permit shall be automatically revoked if there is a change of address, director, or ownership of the laboratory. However, a new permit may be secured for the new location, director, or owner prior to the actual change; provided, that the contemplated change is in compliance with all the provisions of this chapter and regulations pertaining thereto. The permit shall be valid for the calendar year for which it is issued *unless revoked*. Any revocation of a permit under this section shall be conducted in compliance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code.

SEC. 19. Section 1266 of said code is amended to read:

1266. Any person maintaining, conducting, or operating a [clinical] *medical laboratory* shall display in a prominent place in the [clinical] *medical laboratory* the license of each person supervising and directing the [clinical] *medical laboratory*, the [clinical] *medical laboratory* permit, and the license or registration certificate of each person performing the technical procedures called for in a [clinical] *medical laboratory*.

SEC. 20. Section 1280 of said code is amended to read:

1280. It is unlawful for any person to act as a [clinical] *medical laboratory* technologist unless he is licensed in that capacity under this chapter.

SEC. 21. Section 1281 of said code is amended to read:

1281. It is unlawful for any person to act as a [clinical laboratory technician] *medical bioanalyst* unless he is licensed in that capacity under this chapter.

SEC. 22. Section 1282 of said code is amended to read:

1282. It is unlawful for any person to own, operate, maintain, direct, or engage in the business of operating a [clinical] *medical laboratory*, as herein defined in this chapter, unless he possesses a valid [clinical] *medical laboratory* permit duly issued to him by the board.

SEC. 23. Section 1283 of said code is amended to read:

1283. It is unlawful for any person to make any test or examination in a [clinical] *medical laboratory* unless the person is one of the following:

- (a) A licensed [clinical laboratory technician] *medical laboratory* technologist in the subject or subjects concerned with the test or examination.
- (b) A licensed [clinical laboratory technologist] *medical bioanalyst*.
- (c) A physician and surgeon licensed under the chapter on medicine of this code.
- (d) A registered [clinical laboratory technician] *medical laboratory* technologist trainee under direct and responsible supervision.

SEC. 24. Section 1284 of said code is amended to read:

1284. It is unlawful for any person to conduct, maintain, or operate a [clinical] *medical laboratory* unless such [clinical] *medical laboratory* is under the direct and responsible supervision and direction of one of the following:

- (a) A licensed [clinical laboratory technologist] *medical bioanalyst*.
- (b) A physician and surgeon licensed under the chapter on medicine of this code.

SEC. 25. Section 1285 of said code is amended to read:

1285. It is unlawful for a licensed [clinical laboratory technologist] *medical bioanalyst* or physician and surgeon to serve only as the nominal director or supervisor of a [clinical] *medical laboratory*.

SEC. 26. Section 1286 of said code is amended to read:

1286. It is unlawful for any person conducting, maintaining, or operating a [clinical] *medical laboratory* to employ any person to perform [clinical] *medical*

laboratory procedures except a licensed physician and surgeon, a licensed [clinical] *medical* laboratory technologist, a licensed [clinical laboratory technician] *medical bioanalyst*, or a registered [clinical laboratory technician] *medical laboratory technologist* trainee.

SEC. 27. Section 1287 of said code is amended to read:

1287. It is unlawful for a registered [clinical laboratory technician] *medical laboratory technologist* trainee to work or to be employed in a [clinical] *medical* laboratory unless there are on active duty in the laboratory one or more licensed [clinical laboratory technicians] *medical laboratory technologists*, one or more licensed [clinical laboratory technologists] *medical bioanalysts*, or one or more licensed physicians and surgeons.

SEC. 28. Section 1288 of said code is amended to read:

1288. It is unlawful for more than two registered [clinical laboratory technician] *medical laboratory technologist* trainees to work or be employed at the same time in the same [clinical] *medical* laboratory unless said laboratory has established an approved training school as provided in Section 1222 of this chapter.

SEC. 29. Section 1290 of said code is amended to read:

1290. It is unlawful for any person to accept [clinical laboratory technician] *medical laboratory technologist* trainees for training without approval of the department.

SEC. 30. Section 1292 of said code is amended to read:

1292. Any person conducting or operating a [clinical] *medical* laboratory may accept assignment for tests only from and make reports only to persons licensed under the provisions of law relating to the healing arts. This section does not prohibit the referral of specimens or such assignment from one [clinical] *medical* laboratory to another laboratory providing the report indicates clearly the laboratory performing the test.

SEC. 31. Section 1293 is added to said code, to read:

1293. It is unlawful for any person licensed as a medical bioanalyst to use the initials "M.B." after his name or to otherwise employ said initials to designate this license.

SEC. 32. Section 1300 of said code is amended to read:

1300. The amount of application and license fee under this chapter shall be as follows:

(a) The application fee for a [clinical laboratory technologist's] *medical bioanalyst's* license is twenty-five dollars (\$25).

(b) The annual renewal fee for a [clinical laboratory technologist's] *medical bioanalyst's* license is ten dollars (\$10).

(c) The application fee for a [clinical] *medical* laboratory [technician's] *technologist's* license is five dollars (\$5).

(d) The annual renewal fee for a [clinical] *medical* laboratory [technician's] *technologist's* license is two dollars (\$2).

(e) The application fee for a [clinical] *medical* laboratory permit is ten dollars (\$10); provided, however, that when the applicant is a city, county, or city and county, or an official thereof, no fee shall be required.

(f) The annual renewal fee for a [clinical] *medical* laboratory permit is ten dollars (\$10); provided, however, that when the applicant is a city, county, or city and county, or official thereof, no fee shall be required.

(g) The application fee for a [clinical] *medical* laboratory [technician] *technologist* trainee's registration certificate is one dollar (\$1).

(h) The annual renewal fee for a [clinical] *medical* laboratory [technician] *technologist* trainee's registration certificate is one dollar (\$1).

(i) The application fee for a duplicate certificate is one dollar (\$1).

SEC. 33. Section 1320 of said code is amended to read:

1320. Licenses or permits issued by the board may be revoked or suspended for each of the following reasons:

(a) Conduct involving moral turpitude or dishonest reporting of tests.

(b) Violation of any of the rules and regulations of the board applicable to this chapter.

(c) Permitting a registered [clinical] *medical* laboratory [technician] *technologist* trainee to perform tests, procure specimens or act for the director in the absence of a duly licensed [clinical] *medical* laboratory [technician] *technologist*, *medical bioanalyst*, or physician and surgeon.

(d) Violation of any provision of the Business and Professions Code governing the practice of medicine and surgery.

(e) Proof that the holder has made false statements in material regard on his application for licensure or laboratory permit or that he has used any degree or certificate as a means of qualifying for licensure which has been purchased or procured by barter or by any unlawful means or obtained from any institution which at the time said degree or certificate was obtained was not recognized or accredited by the department of education of the state where said institution is or was located to give training in the field of study in which the degree or certificate is claimed.

(f) The use of any degree, certificate, or title in any manner, which has been purchased or procured by barter or by any unlawful means or obtained from any institution which at the time said degree, certificate, or title was obtained was not recognized or accredited by the department of education of the state where said institution is or was located to give training in the field of study in which the degree, certificate, or title is claimed.

(g) Violation of any of the provisions of the premarital and prenatal laws, Article 2a, Chapter 1, Title 1, Part 3, Division 1 of the Civil Code and Part 2, Division 16 of the Health and Safety Code.

(h) The advertising of [clinical] *medical* laboratory procedures to the lay public in magazines, newspapers, directories, circulars, signs, etc.

(i) Knowingly accepting an assignment for [clinical] *medical* laboratory tests or specimens from and the rendering a report thereon to persons not licensed by law to submit such specimens or assignments.

(j) Rendering a report on [clinical] *medical* laboratory work actually performed in another [clinical] *medical* laboratory without designating the laboratory in which the test was performed.

SEC. 34. Sections 3, 4, and 5 of Chapter 1727 of the Statutes of 1951 are repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

ADJOURNMENT

At 5.12 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, May 6, 1957.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-FIRST LEGISLATIVE DAY

EIGHTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, May 6, 1957

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

In Thy mercy, O Lord, we beseech Thee, grant us the mind ever to think and do what is right. In the uncertainty of judgments, the conflict of interests, the warfare of emotions, the strife of duties, give us the courage in the face of our own selves and of the world to follow that which we know Thou wouldst have us do. Make us willing and strong enough to place ourselves always on the side of true knowledge which leads to light, wisdom and peace. Look favorably then upon our prayers this day so that we may please Thee both in our words and actions and accomplish what is best for our people. AMEN.

PLEDGE OF ALLEGIANCE

Senator Miller led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Teale, on motion of Senator Miller, due to personal business.

Senator Breed, on motion of Senator Busch, due to legislative business.

Senator Short, on motion of Senator Arnold, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Victoria Hardie, Mrs. Rose Lepka, Mr. Clarence Hockett, Mrs. Wayne Schlosser, Mrs. Eugene Irving, Mrs. Frank Buck, and the following students from Stone Valley School, Alamo, Contra Costa County: Renee Bourgoin, Walter Buck, Susan Dannenberg, Kent Evans, David Firestone, Loren Gray, Richard Gertz, Michael Glenn, Kathleen Haapala, Lynn Hardie, James Herriott, Terry Hillard, Jay Irvin, Laurie Johnson, Shirley Kerlin, Susan Kyle, Michael Lehre, Suzanne Morse, Ronald Nunn, Peter Olson, Stephen Pye, Bruce Roen, William Straub, Barbara Taylor, Londie Tieslau, Jan Van Tassell, Barbee White, Gary Sitzmann, John Goeckermann, Joan Kachuck, Wayne Schlosser, Henry Bailey, Phillip Bechtel, Judy Casson, Diana Cottrell, Stephen Crawford, Linda Crutcher, Robert Elliott, Kathy Ensign, Warren Garrison, Gerald Geiken, Thea Hart, Roger Husted, Judith Irving, Pamela London, Marilyn Lynch, Ronald McLaurin, Barbara Mordy, Miriam Nicolaisen, Gary Perata, Doris Pendehetos, Bambi Reed, Matthew Reinheimer, Lou Ann Sawyer, Gregg Tieslau, James Wainwright, Barbara West, Sidney Williams, Gregg Zucco, Kathleen Brizee, and Gary Loftus.

On request of Senators Burns and Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teachers Louis Ambrosi and Mr. Perazzo, and the following students from Barnard School, Decoto Elementary School District: Kenneth Amaro, Leo Avila, Robert Cantu, Charles Freund, James Gerin, Gerald Herman, Joe Morales, Ruben Morales, Lorengo Quezada, David Roberts, James Taylor, Frank Trejo, Robert Walker, Ray Vigil, Ron Zamora, Lucille Carvalho, Donna Casentini, Geraldine Curry, Betty Freitas, Evangelina Puentez, Marquita Hart, Diana Longuet, Anna Lopez, Cornelia Lozano, Mary Martinez, Carolyn Medly, Rebecca Ortiz, Judy Pyle, Alma Zavala, Margaret Honon, Robert Gonzales, Kenneth Manwaring, George Estrella, Emelio Garcia, David Chavez, Benny Cordova, Rachel Perez, Leandro Perez, Lawrence Alvarez, Robert Beattie, Dale Bier, Louis Carvalho, Arthur Castro, Garry Dahlberg, Manuel Ferdin, Victor Frausto, Robert Harbster, Michael Heinemen, Jack Jones, Andrew Lewzader, Gregorio Lopez, Nicholas Martinez, Richard Martinez, James Pacheco, Philip Petty, John Stover, David Trejo, John Riley, Ray Shepperd, Ruben Peraza, Gerald Pontrello, Jennifer Bueno, Jacklin Burch, Yolanda Garcia, Judy Hayes, Margaret Jiminez, Carol Jorgensen, Carmen Mendoza, Eva Miramontes, Elizabeth Montoya, Christine Rodriguez, Marie Roderiguez, Sheila Schei, Joan Stock, Carolyn Turner, Esther Weatherall, Anita Dodgin, Mary Sarabia, Elaine Dickson, Ruby Dickson, and Gloria Ybarra.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Walter Paasch, County Clerk, Martinez, Contra Costa County; Miss Mary Smith, Deputy County Clerk; and Mrs. Paul Boyd, Deputy County Clerk, all of Contra Costa County.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Patti Graver of San Jose.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. J. E. Gooding of San Luis Obispo.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Gilbert, Mr. Swanson, Mr. Parks, Mrs. Mueller, Mrs. Swanson, Mrs. Westfall, and the following students from Elbow Creek School, Visalia: Wayne Cross, Johnny Dias, Troy Doyal, Manuel Florez, Jack Glass, David Lott, Billy Mackey, Jerry Mitchell, George Mueller, Delz Reed, Vern Tollison, Larry VanFossen, Carolyn Carter, Ann Collins, Carole Hull, Jacqueline Kirksey, Dorothy Lott, Norma Miller, Sylvia Pigg, Mary Segura, Sharon Swanson, Leona Thomason, Carolyn Westfall, and Marilyn Wasll.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harry Fuellner of Palo Alto, Milton Cloutman of Redwood City, Willard Butler of Redwood City, Clifford E. Planchon of Menlo Park, Jack Russell of San Mateo, Jack Howell of San Mateo, Pearl Nolan of Redwood City, Richard W. Blaisdell of Burlingame, Lorene Sollid of San Francisco, and Alex Tisnado of San Francisco.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to James H. Carter of El Centro.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Buchan of San Pedro, Daniel McDonald of San Pedro, T. D. Fleetwood of Torrance, L. L. Fiedler of Wilmington, C. M. Bell of Whittier, Robert Myeum of San Leandro, Joseph Dolin of Hayward, Victor Neves of Oakland, Jack Tobler of Oakland, Mr. Glenn Wilson of Pasadena, Miss Mary Glenn Wilson of Pasadena, Mr. and Mrs. Herbert Serecombe of Arcadia, William T. Hooe of San Pedro, Mr. and Mrs. E. P. Castro, of Los Angeles, Richard Nevins of Pasadena, and Zone Vorhes of Sacramento.

On request of Senator Ed. C. Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to teachers Sister Marie Eucharista, principal, and Sister Teresa St. Francis, and the following students from Notre Dame High School, Marysville: Carme Jean Adams, Sylvia Barbieri, Joan Flynn, Emma Jean Gillian, Lois Ann Grazer, Marilyn Hamma, Faye Johnson, Judy Micheli, Joan Moore, Joann Nash, Carol Petterle, Rose Ann Powers, Marjorie Roberts, Joan Van Campen, Patricia Walsh, Ann White, Merle Williams, Kathleen Wilson, Susan Armstrong, Madelyn Bolton, Marion Chan, Patricia Cotton, Kathleen Cress, Brenda Farley, Marlene Hamon, Joan Harlan, Mary Hickey, Colleen Irish, Cynthia May, Regina McKenzie, Carme Ramirez, Susan Ross, Charm Salopek, Eloise Sanchez, Mary Ann Walton, Sally Williams, and Karen Wong.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Miles Mulkey of Eureka.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Riverside School P. T. A. Board, Sacramento: Mrs.

K. E. Oden, Mrs. M. E. Welch, Hubert Rae, Principal, Mrs. H. B. Stevenson, Mrs. Wm. R. MacDougall, President, Mrs. C. C. Christensen, Mrs. Glenn F. Walker, Mrs. Alice Hattersley, Mrs. Frank S. Woollett, Mrs. Jack A. Androvich, Mrs. Frank Hiyama, Mrs. Robert G. West, Mrs. C. L. Meroney, Mrs. Herbert F. Greer, Mrs. Merle L. Robb, Mrs. Wm. Gilliland, Mrs. David M. Noguelli, and Mrs. James M. McDonnell.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lyle Strand of Artesia, Charles Free of Artesia, Walter McLogan of Torrance, Dick Cartwright of Lakewood, and Carl Franklin of Los Angeles, Professor at U. S. C.

On request of Senator Burns and Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to W. A. Baker of Fresno.

On request of Senator Cunningham, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Foster Allsup of Ontario and Elliott Trees of Fontana.

On request of Senator Dorsey and Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to James H. Elliott of Bakersfield.

On request of Senator Thompson, Robert I. McCarthy, and Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Erik Jorgensen and B. W. Rhodes of San Francisco, and R. Washburn of Oakland.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Vincent J. Capitani and A. L. Watterson of Vallejo, and John Dunn of Napa.

On request of Senators Burns and Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Leader Mrs. Jacke E. Traxler and the following Netoppew Campfire Girls from Washington School, Alameda: Terry Villa, Gale Shaffer, Anita Traxler, Patty Quant, Jackie Smith, and Marjie Bowen.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Instructors Mr. McIntire and Mrs. Lederer, and the following students from Arden School, Carmichael: Carley Adams, Mary Linda Alcorn, Laurence Azzenza-Ingham, Marjorie Bowles, Bob Blue, Gary Brunley, Rolla Callaghan, Robert Chapman, Henry Cook, Michael Davis, Dale DeCosta, John Drisland, Kenneth Dufour, Kathleen Eghoan, Sandra Lee Foulk, Gary Girdler, Leah Groth, Suzanne Hill, Elizabeth Jay, Albert McCollum, Royal McMahon, Ralph Medlin, Mary Melchione, Carol Anne Nelson, Barbara Page, Sheryl Phillips, Sarah Putnam, Judith Remmick, Dennis Richardson, Lawrence Russell, Donald Schoenhoff, Roger Silva, Marguerite Staples, Jacqueline Stroud, Dorothy Willett, Pat Ardell, Paul Boothe, Katherine Braustette, Marilene Butma, Linda Cufie, Stephanie Combs, Diana Davis, Carolyn Dowie, Shirley Effenbeck, Robert Gehres, Philo Green, Patricia Irvn, Susan Kinsey, Andrew Lund, Sandra McIntyre, Sue Menke, Judy Moshofsky, Richard Oliver, Susan Paul, Richard Pfeifer, Mary Quande, Gary Reynolds, Russell Roberts, Phillip Renzone, Iva Shipman, Judy Schmidt, Kathy Steen, Tom Swartz, Neil Watson, and Sharon Williams.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Floyd Montgomery of Mendota, Roy Hopkins of Garden Grove, Leonard Lawson of Oakland, and W. Allan Baker of Fresno.

On request of Senator Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harold Lange of Yreka.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Benito Gonzales of Los Angeles.

On request of Senators Robert I. McCarthy and John F. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Leo Jovell, John Valeski, Alex Tishado, Gil Barros, and Lorene Sollid, all of San Francisco.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 2210

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PETER H. SMURR, Assistant Clerk

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 169

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 317
Assembly Bill No. 547
Assembly Bill No. 1341
Assembly Bill No. 2118
Assembly Bill No. 2196
Assembly Bill No. 2422

Assembly Bill No. 2579
Assembly Bill No. 2835
Assembly Bill No. 3546
Assembly Bill No. 3911
Assembly Bill No. 3912
Assembly Bill No. 3913

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 317—An act to add Section 557 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 547—An act to amend Section 14797 of the Revenue and Taxation Code, relating to the fees of the county treasurer for the collection of inheritance taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1341—An act to amend Sections 11255 and 13144 of the Government Code, relating to interagency and interfund transactions.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2118—An act to amend Section 445.2 of the Vehicle Code, relating to driving schools.

Referred to Committee on Transportation.

Assembly Bill No. 2196—An act to amend Sections 6305, 6352, 6356 and 6365 of the Water Code, relating to supervision of dams.

Referred to Committee on Water Resources.

Assembly Bill No. 2422—An act to add Section 458.5 to the Vehicle Code, relating to highways.

Referred to Committee on Transportation.

Assembly Bill No. 2579—An act to amend Section 31641.5 of the Government Code, relating to retirement of county employees.

Referred to Committee on Local Government.

Assembly Bill No. 2835—An act to amend Section 34302.6 of, and to add Section 34307.1 to, the Government Code, relating to cities.

Referred to Committee on Local Government.

Assembly Bill No. 3546—An act to amend Section 3830 of the Elections Code, relating to ballots.

Referred to Committee on Elections.

Assembly Bill No. 3911—An act to add Section 561 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 3912—An act to add Section 560 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 3913—An act to add Section 559 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 3, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1744

ARTHUR A. OJINIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 1744—An act to amend Section 141.5 of the Welfare and Institutions Code, and Section 29802 of the Government Code, relating to public assistance warrants.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 3, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 67

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 67—Relative to approving a study of the subject of bail and laws relating thereto by the California Law Revision Commission.

Referred to Committee on Judiciary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 4, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 367

Assembly Bill No. 2578

Assembly Bill No. 2378

Assembly Bill No. 4088

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 367—An act to add Section 33049 to the Health and Safety Code, relating to restriction on the basis of race, color, religion, or national origin of the rental of real property redeveloped under the Community Redevelopment Law.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2378—An act to amend Sections 3701 and 9803 of the Elections Code, relating to ballot paper.

Referred to Committee on Elections.

Assembly Bill No. 2578—An act to amend Sections 31726, 31727, and 31727.2 of the Government Code, relating to retirement of county employees.

Referred to Committee on Local Government.

Assembly Bill No. 4088—An act to amend Section 11021 and to repeal Section 11275 and 11276 of the Education Code, relating to textbooks.

Referred to Committee on Education.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 6, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 103

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, May 6, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 70
Assembly Bill No. 233
Assembly Bill No. 1012
Assembly Bill No. 1199
Assembly Bill No. 1399

Assembly Bill No. 3490
Assembly Bill No. 3509
Assembly Bill No. 3692
Assembly Bill No. 3876
Assembly Bill No. 3890

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 70—An act to amend Section 19621 of the Education Code, relating to school farms.

Referred to Committee on Education.

Assembly Bill No. 233—An act to amend Sections 984, 985, 1176, 2652, 2655, 2708, 2801, 2804, 3260, 3270, and 3271, and to add Section 3254.5 to the Unemployment Insurance Code, relating to unemployment compensation disability benefits.

Referred to Committee on Labor.

Assembly Bill No. 1012—An act to amend Section 511.3 of the Vehicle Code, relating to prima facie speed limits.

Referred to Committee on Transportation.

Assembly Bill No. 1199—An act to amend Section 5075 of the Penal Code, relating to membership of the Adult Authority.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1399—An act to amend Section 69900 of the Government Code, relating to appointment of judicial employees in a county with a population over 750,000 and under 900,000.

Referred to Committee on Local Government.

Assembly Bill No. 3490—An act to add Section 580 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 3509—An act to amend Sections 778 and 780 of the Welfare and Institutions Code, relating to constructive service in a proceeding to declare a person free from custody and control of his parents.

Referred to Committee on Judiciary.

Assembly Bill No. 3692—An act to amend Section 1324 of the Penal Code, relating to the compelling of evidence from certain persons and to the granting to such person of immunity from prosecution, penalty and forfeiture.

Referred to Committee on Judiciary.

Assembly Bill No. 3876—An act to amend Section 12701 of the Corporations Code, relating to cooperative corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 3890—An act to add Section 552 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 6, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 500

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 500—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 6, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 146

Assembly Concurrent Resolution No. 147

Assembly Concurrent Resolution No. 149

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 146—Relative to the centennial of the birth of James L. Gillis.

Resolution ordered placed on file.

Assembly Concurrent Resolution No. 147—Memorializing Charles A. Ginner.

Resolution ordered placed on file.

Assembly Concurrent Resolution No. 149—Relative to congratulating the George Washington High School in San Francisco and the principal thereof.

Resolution ordered placed on file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 4, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 161

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 161—Approving an amendment to the charter of the City of Redondo Beach, County of Los Angeles, State of California, voted for and ratified by the qualified electors of said city at an election held therein on the ninth day of April, 1957.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 161, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 161

Assembly Concurrent Resolution No. 161—Approving an amendment to the charter of the City of Redondo Beach, County of Los Angeles, State of California, voted for and ratified by the qualified electors of said city at an election held therein on the ninth day of April, 1957.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 6, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 162

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 162—Relative to the passing of the Honorable Thomas J. Doyle.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 162, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 162

Assembly Concurrent Resolution No. 162—Relative to the passing of the Honorable Thomas J. Doyle.

Resolution read, and adopted on a rising vote of the following:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold

T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—37.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 3, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 407

Senate Bill No. 1233

Senate Bill No. 1029

Senate Bill No. 1234

Senate Bill No. 1082

Senate Bill No. 2653

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 581

Senate Bill No. 1326

Senate Bill No. 627

Senate Bill No. 1774

Senate Bill No. 1186

Senate Bill No. 2186

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1572

Senate Constitutional Amendment No. 26

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 925

Senate Bill No. 2183

Senate Joint Resolution No. 13

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2596—An act to add Section 264 to the Revenue and Taxation Code, relating to the orphanage exemption, declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the sixth day of May, 1957, at 3.30 p.m.

BURNS, Chairman

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 157

Senate Bill No. 439

Senate Bill No. 493

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 107

Senate Resolution No. 117

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Above reported resolutions ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 114

Senate Joint Resolution No. 36

Senate Concurrent Resolution No. 115

Senate Resolution No. 46

Senate Concurrent Resolution No. 116

Senate Resolution No. 111

Senate Joint Resolution No. 34

Senate Resolution No. 120

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

MOTION TO APPROVE JOURNALS

Senator Hollister moved that the Journals for Monday, April 29, 1957; Tuesday, April 30, 1957; Wednesday, May 1, 1957; Thursday, May 2, 1957 and Friday, May 3, 1957, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill No. 1671—An act to amend Section 4274 of the Agricultural Code, relating to stabilization and marketing plans for fluid milk and fluid cream.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, lines 17 and 18, of the printed bill, strike out "may be allowed actual and necessary expenses incurred in attending any", and insert "any other".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

Senate Bill No. 2418—An act to amend Section 4204 of the Agricultural Code, relating to the marketing of fluid milk and fluid cream.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 4204 of", and insert "add Section 4230.5 to".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 4230.5 is added to the Agricultural Code, to read:

4230.5. The prices established for fluid milk, fluid skim milk, and fluid cream for Class 2 or Class 3 usage shall be such as to return to the fluid milk producers supplying the marketing area, after all transportation, handling, and other charges against the producers are subtracted therefrom, not less than the prices received for manufacturing milk, delivered at the ranch where produced, by the manufacturing milk producers who supply manufacturing milk to those milk products plants the manufacturing milk prices paid by which, are used as a base for establishing the Class 2 and Class 3 prices in the applicable stabilization and marketing plan; provided, however, that the prices so established may be lower prices than required by this section if the director makes a written finding based upon evidence and testimony adduced at a public hearing that the establishment of such lower prices is necessary to effectuate the purposes and policies of this chapter and includes in such

finding a statement of the reasons for making it. Each such finding shall be incorporated in the applicable stabilization and marketing plan."

Amendment No. 3

On page 1, strike out lines 2 to 28, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

Senate Bill No. 1845—An act to amend Section 559 of, and to add Section 631.5 to, the Agricultural Code, relating to manufacture and sale of semifrozen milk drinks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 559 of, and to add Section 631.5 to," and insert "add Section 4351.3 to".

Amendment No. 2

In lines 2 and 3 of the title, strike out "manufacture and sale of semifrozen milk drinks", and insert "marketing of fluid milk and cream".

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 4351.3 is added to the Agricultural Code, to read:
4351.3. In order to meet changes and variations in economic conditions affecting the distribution of fluid milk within a marketing area and to facilitate the consolidation or modification of marketing areas to include within each such area all contiguous territory wherein conditions of production of fluid milk are reasonably uniform, the director may establish minimum wholesale and minimum retail prices pursuant to this chapter upon a zone basis within the boundaries of a marketing area. Such zones may be established only after a public hearing and shall be established only upon the basis of cost differentials in the distribution of fluid milk between the zones so established within a marketing area as such cost differentials are determined by cost surveys."

Amendment No. 4

On page 1, strike out lines 2 to 28, inclusive, and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

Senate Bill No. 1947—An act to add Section 461.1 to the Agricultural Code, relating to market milk.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "461.1", and insert "4292".

Amendment No. 2

In line 2 of the title, strike out "market milk", and insert "marketing of fluid milk and fluid cream".

Amendment No. 3

On page 1, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. Section 4292 is added to the Agricultural Code, to read:
4292. Each such plan may contain provisions whereby all fluid milk purchased under contract by any distributor from any producers or associations of producers shall be pooled for producer payment purposes with all other milk of like quality purchased under contract by such distributor from other producers and associations

of producers, provided that all such fluid milk so pooled shall be actually and physically received at the same milk plant; and provided further, that any distributor who contracts with producers or associations of producers or both and who through all such contracts agrees to buy a total quantity of fluid milk in the months of September through December, inclusive, of any year not in excess of 115 percent of the total quantity of fluid milk guaranteed to be paid for at the Class 1 price for those same months to all such producers and associations of producers, may pool for producer payment purposes all such milk purchased under contract for any or all months of the year, irrespective of whether or not such milk is actually and physically received at such milk plant or diverted for manufacturing purposes to a milk products plant or plants in or near the area of production; and provided further, that the prices paid to producers or associations of producers for such diverted fluid milk shall be such as to return to the producers or associations of producers producing such milk, after all transportation and handling charges are met, payments which are not less than the manufacturing milk prices paid by the milk products plants, which are used as a basis for determining the Class 3 price in the stabilization and marketing plan for the area involved, for manufacturing milk delivered at the dairy farm on which such manufacturing milk is produced; and provided further, that such prices to be paid producers and associations of producers may be lower prices than those required by this section if the director makes a written finding based upon evidence and testimony adduced at a public hearing that the establishment of such lower prices is necessary to effectuate the purposes and policies of this chapter and includes in such finding a statement of the reasons for making it. Each such finding shall be incorporated in the applicable stabilization and marketing plan."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

Senate Bill No. 76—An act to add Section 1103.15 to the Agricultural Code, relating to eggs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 961—An act to amend Section 12211 of the Business and Professions Code, relating to weight of packaged goods.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1844—An act to amend Section 4273 of the Agricultural Code, relating to stabilization and marketing plans for fluid milk and fluid cream.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2558—An act to add Sections 7307.1 and 7372.5 to the Business and Professions Code, relating to cosmetology.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "7305".

Amendment No. 2

On page 1, line 1, strike out "7307.1 is added to", and insert "7305 of".

Amendment No. 3

On page 1, line 2, strike out the comma, and insert "is amended".

Amendment No. 4

On page 1, between lines 2 and 3, insert "7305. The members of the board shall annually elect a president from among their number.

Subject to the approval of the director, the board may appoint a secretary, who shall not be a member of the board and shall not be a licensee.

The compensation of the secretary shall be fixed by the board, with the approval of the director, and in accordance with the State Civil Service Act. It shall be paid out of the funds received by the board, and no part shall be paid from the general revenue funds of the State.

Sec. 2. Section 7307.1 is added to said code, to read:—

Amendment No. 5

On page 1, lines 4 and 5, strike out “four months”, and insert “90 days”.

Amendment No. 6

On page 1, line 10, after “school”, insert “representative”.

Amendment No. 7

On page 1, line 14, strike out “manager operator”, and insert “representative”.

Amendment No. 8

On page 1, line 16, strike out “2.”, and insert “3.”

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 1111—An act to amend Section 6627 of the Business and Professions Code, relating to the practice of barbering.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 of the title of the printed bill, after “of”, insert “, and to add Section 6625.5 to,”.

Amendment No. 2

On page 1, line 1, strike out “6627 of”, and insert “6625.5 is added to”.

Amendment No. 3

On page 1, line 2, strike out “is amended”, and insert a comma.

Amendment No. 4

On page 1, between lines 2 and 3, insert

“6625.5. The board shall give written notice to every holder of a certificate under this chapter 30 days in advance of the regular renewal date and shall give written notice by registered mail 90 days in advance of the expiration of the fifth year that a renewal fee has not been paid.

If the renewal fee is not paid for five or more years, the board may require an examination before reinstating the certificate, except that no examination shall be required as a condition for reinstatement if the original certificate was issued without an examination. No examination shall be required for reinstatement if the certificate was forfeited solely by reason of nonpayment of the renewal fee if such nonpayment was for less than five years.

Sec. 2. Section 6627 of said code is amended to read:—

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 1133—An act to amend Section 2137.1 of the Business and Professions Code, relating to persons authorized to practice medicine in state institutions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1562—An act to add Sections 7096, 7097, and 7098 to the Business and Professions Code, relating to contractors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1591—An act to amend Sections 16, 254, 261, 262, 324, 333.3, 333.4, 351.2, 359.2, 380.50, 617, 747.1, 762.8, 782, 841, 892, 917.5, 1012.6, 1082, 1106.1, 1232, 1248, 1260.1, 2649, and 3149 of the Agricultural Code, and to add Section 16.1 to, and to repeal Section 896 of, the Agricultural Code, and to amend Sections 12027 and 12107 of the Business and Professions Code, relating to regulations of state agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1596—An act to amend Sections 10080 and 11001 of the Business and Professions Code, relating to regulations of state agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1744—An act to amend Section 3044 of, and to repeal Section 3092 of, the Business and Professions Code, relating to optometry.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 242—An act to add Section 7026.3 to, and to repeal Section 7048 of, the Business and Professions Code, relating to well drillers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 in the title of the printed bill, as amended in Senate May 1, 1957, strike out "Section 7048", and insert "Sections 7048 and 7049".

Amendment No. 2

On page 2, after line 6, insert

"SEC. 3. Section 7049 of the said code is amended to read:

7049. This chapter does not apply to any construction or operation incidental to the construction and repair of irrigation and drainage ditches of regularly constituted irrigation districts, reclamation districts, or to farming, dairying, agriculture, viticulture, horticulture, or stock or poultry raising, or clearing or other work upon land in rural districts for fire prevention purposes, except when performed by a licensee under this chapter.

The exemptions contained in this section do not apply to water well drilling."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 279—An act to add Sections 7554 and 7555.1 to the Business and Professions Code, relating to private investigators and adjusters.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 4, of the printed bill, after "hospital", insert "or other mental hospital".

Amendment No. 2

On page 1, line 18, after "reinstated.", insert "Provided, that in the case of a voluntary commitment to a state hospital or other mental hospital, receipt of a certificate of discharge from such hospital and the certificate of the superintendent

of said hospital that the licensee is restored to mental competency, shall constitute competent evidence of restoration to sanity."

Amendment No. 3

On page 1, lines 26 and 27, strike out "made to a charge of a felony or of any offense involving moral turpitude".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1200—An act to amend Sections 7602 and 7643 of the Business and Professions Code, relating to funeral directors and embalmers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Senate May 1, 1957, after "section", insert "who has been actively engaged in the practice of embalming for three years of the seven years preceding such appointment, and".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1588—An act to amend Sections 1614, 2119, 2558, 2630, 2715, 2736, 2854, 2882, 3025, 4808, 4849, 5015, 5021, 5022, 5526, 5630, 6716, 6717, 6754, 7008, 7059, 7084, 7606, 8525, 8560, 8710, 8745, 9533, 9630, 18624, and 18682 of; and to add Sections 4008.1 and 6751.5 to, the Business and Professions Code, relating to regulations of state agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 5 of the printed bill, as amended in Senate April 24, 1957, between lines 17 and 18, insert "A majority of the board constitutes a quorum."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2007—An act to amend Section 4416 of, and to add Section 4008.5 to, the Business and Professions Code, relating to pharmacy.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 2, line 30, of the printed bill, as amended in Senate April 22, 1957, strike out "Section 4052", and insert "Section 4052, 4053, 4057, 4058, or 4059".

Amendment No. 2

On page 2, strike out lines 31 and 32.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2039—An act to add Section 4394 to the Business and Professions Code, relating to pharmacy.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate April 25, 1957, strike out "or of any rule or regulation"; and strike out lines 5 and 6.

Amendment No. 2

On page 1, line 7, strike out "under the provisions of this chapter".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2509—An act to amend Section 7512 of the Business and Professions Code, relating to the Bureau of Private Investigators and Adjusters.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 3, of the printed bill, after "Governor", insert "with the advice and consent of the Senate,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 596—An act to amend Section 6359 of the Revenue and Taxation Code, relating to sales and use tax exemptions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2115—An act to amend Section 17402 of the Revenue and Taxation Code, relating to personal income taxes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 4, of the printed bill, after "corporation," insert "other than a collapsible corporation to which Section 17411 applies".

Amendment No. 2

On page 1, line 12, strike out the semicolon, and insert a comma.

Amendment No. 3

On page 1, line 19, strike out "1957", and insert "1956".

Amendment No. 4

On page 1, line 20, strike out "reorganization", and insert "liquidation".

Amendment No. 5

On page 2, line 14, after "liquidation", strike out the period, and insert "or within one month after the effective date of this section whichever is later and may be made by the liquidating corporation or by its stockholders."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 3218—An act to amend Section 559 of, and to add Section 631.5 to, the Agricultural Code, relating to the manufacture and sale of semifrozen milk drinks.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 7, of the printed bill, after "pasteurized", insert ". Such a semi-frozen milk drink shall conform to the requirements for milk drink mix".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

Assembly Bill No. 2332—An act to amend Sections 4101 and 4135 of the Agricultural Code, relating to agriculture.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3233—An act to add Section 1213.5 to the Agricultural Code, relating to contracts between nonprofit cooperative associations and public agencies.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2824—An act to amend Section 542 of the Agricultural Code, relating to dairy farms.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2007—An act to repeal Sections 394, 395, and 396 of, and to add Sections 394, 395, and 396 to, and to amend Section 400 of, the Agricultural Code, relating to estrays.

Bill read second time, and ordered to third reading.

Assembly Bill No. 399—An act to amend Section 7068 of the Business and Professions Code, relating to qualified employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 936—An act to add Article 1.5 (commencing with Section 17520) to Chapter 1, Part 3, Division 7 of the Business and Professions Code, relating to products made by the blind.

Bill read second time, and ordered to third reading.

Assembly Bill No. 984—An act to amend Section 2733.5 of the Business and Professions Code, relating to temporary permit for nurses.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1568—An act to amend Section 17700 of the Business and Professions Code, relating to premium coupons.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1626—An act to amend the heading of Article 1 (commencing at Sec. 10050), Chapter 2, Part 1, Division 4, and Sections 10092, 10051, 10052, 10053, 10054, 10055, 10056, 10057, 10058, 10059, 10080, 10150.6, and 10275.6 of, and to add Section 10002.5 to, the Business and Professions Code, relating to the Real Estate Board.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1830—An act to amend Sections 6020 and 6021 of the Business and Professions Code, relating to the officers of the State Bar of California.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3096—An act to amend Sections 7725, 7726, and 7729 of the Business and Professions Code, relating to funeral directors.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3097—An act to amend Section 7707 of, and add Section 7718.5 to, the Business and Professions Code, relating to funeral directors and embalmers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3327—An act to amend Section 7031 of the Business and Professions Code, relating to contractors.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2878—An act to add Section 6060.9 to the Business and Professions Code, relating to law schools.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1359—An act to amend Section 8105 of the Revenue and Taxation Code, relating to fuel tax refund claims.

Bill read second time, and ordered to third reading.

Assembly Bill No. 972—An act to amend Sections 112 and 113 of the Revenue and Taxation Code, relating to the definition of credits.

Bill read second time, and ordered to third reading.

Assembly Bill No. 598—An act to amend Sections 6011 and 6012 of the Revenue and Taxation Code, relating to sales tax.

Bill read second time, and ordered to third reading.

Assembly Bill No. 371—An act to add Section 263 of the Revenue and Taxation Code, relating to the college exemption, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation :

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 25, 1957, strike out "263", and insert "265".

Amendment No. 2

On page 1, line 3, strike out "263", and insert "265".

Amendment No. 3

On page 1, line 5, strike out "263", and insert "265".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 597—An act to add Section 6453.5 to the Revenue and Taxation Code, relating to sales tax.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 4 of the printed bill, after "credit", insert ", under rules and regulations prescribed by the board,".

Amendment No. 2

In line 5, after "previously", insert "but subsequent to September 30, 1957".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 974—An act to amend Sections 6357, 6738, 6757, 6933, and 7151 of the Revenue and Taxation Code, relating to sales and use taxes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In the first line of the title of the printed bill, after "Sections", insert "6202, 6203".

Amendment No. 2

On page 1, line 1, strike out "6357", and insert "6202".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, between lines 2 and 3, insert

"6202. Every person storing, using, or otherwise consuming in this State tangible personal property purchased from a retailer is liable for the tax. His liability is not extinguished until the tax has been paid to this State except that a receipt from a retailer [maintaining a place of] *engaged in business* in this State or from a retailer who is authorized by the board, under such rules and regulations as it may prescribe, to collect to tax and who is, for the purposes of this part relating to the use tax, regarded as a retailer [maintaining a place of] *engaged in business* in this State, given to the purchaser pursuant to Section 6203, is sufficient to relieve the purchaser from further liability for the tax to which the receipt refers.

SEC. 2. Section 6203 of said code is amended to read:

6203. Every retailer [maintaining a place of] *engaged in business* in this State and making sales of tangible personal property for storage, use, or other consumption in this State, not exempted under Chapter 4 of this part, shall, at the time of making the sales or, if the storage, use, or other consumption of the tangible personal property is not then taxable hereunder, at the time the storage, use, or other consumption becomes taxable, collect the tax from the purchaser and give to the purchaser a receipt therefor in the manner and form prescribed by the board.

"Retailer engaged in business in this State" as used in this and the preceding section means and includes any of the following:

(a) Any retailer maintaining, occupying, or using, permanently or temporarily, directly or indirectly, or through a subsidiary, or agent, by whatever name called, an office, place of distribution, sales or sample room or place, warehouse or storage place or other place of business.

(b) Any retailer having any representative, agent, salesman, canvasser, or solicitor operating in this State under the authority of the retailer or its subsidiary for the purpose of selling, delivering, or the taking of orders for any tangible personal property.

SEC. 3. Section 6357 of said code is amended to read:".

Amendment No. 4

On page 1, line 16, after "SEC.", strike out "2", and insert "4".

Amendment No. 5

On page 2, line 8, after "SEC.", strike out "3", and insert "5".

Amendment No. 6

On page 2, line 32, after "SEC.", strike out "4", and insert "6".

Amendment No. 7

On page 2, line 45, after "SEC.", strike out "5", and insert "7".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Motion to Retain Place on File

Senator Cobey moved that Senate Bill No. 1995 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 2152 be passed on file and retain its place on file.

Senate Bill No. 2228—An act to amend Sections 74702 and 74703 of the Government Code, relating to the municipal court established in Santa Rosa Judicial District.

Bill read third time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 24, 1957, strike out lines 11 to 15, inclusive, and insert

"(a) One assistant clerk who shall receive a minimum salary of three hundred twenty-six dollars (\$326) monthly with annual increments of fifteen dollars (\$15), sixteen dollars (\$16), seventeen dollars (\$17) and eighteen dollars (\$18), to a maximum of three hundred ninety-two dollars (\$392) monthly."

Amendment No. 2

On page 1, strike out lines 16 to 24, inclusive; and on page 2, strike out lines 1 to 8, inclusive, and insert

"(b) Three deputy clerks grade II, each of whom shall receive a minimum salary of two hundred ninety-seven dollars (\$297) monthly with annual increments of fourteen dollars (\$14), fifteen dollars (\$15), fifteen dollars (\$15), and sixteen dollars (\$16), to a maximum of three hundred fifty-seven dollars (\$357) monthly."

Amendment No. 3

On page 2, strike out lines 9 to 13, inclusive, and insert

"(c) Four deputy clerks grade I, each of whom shall receive a minimum salary of two hundred thirty-six dollars (\$236) monthly with annual increments of eleven

dollars (\$11), twelve dollars (\$12), twelve dollars (\$12), and thirteen dollars (\$13), to a maximum of two hundred eighty-four dollars (\$284) monthly."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 73—An act to amend Section 28120 of the Government Code, relating to compensation for public service in counties of the twentieth class.

Bill read third time.

Motion to Amend

Senator Abshire moved the adoption of the following amendment:

Amendment No. 1

On page 2, lines 15 and 16, of the printed bill, as amended in Senate April 25, 1957, strike out "ten cents (\$.10)", and insert "seven and one-half cents (\$.075)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Motion to Retain Place on File

Senator Abshire moved that Senate Bill No. 79 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 74—An act to amend Section 69891.5 of the Government Code, relating to the compensation of the superior court attaches.

Bill read third time.

Motion to Amend

Senator Abshire moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 8, 1957, strike out line 7, and insert "fixed in the manner prescribed in Section 69892, except that the minimum salary for any stenographer or secretary to the judge shall be three hundred fifty dollars (\$350) per month."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Motion to Retain Place on File

Senator Arnold moved that Senate Bill No. 1517 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 2333—An act to add Section 1736 to the Labor Code, relating to public works performed with federal funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Regan, Richards, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 612—An act to amend Sections 14274, 14332, 14335, 14340, 14558, and 14565 of, to repeal Sections 14331, 14333, 14336, 14562, and 14563 of, and to add Sections 14331, 14331.5, and 14562 to, the Education Code, relating to the State Teachers' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 613—An act to add Section 14301.1 to, and to amend Sections 14302, 14303, and 14306 of, the Education Code, relating to the State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Miller Presiding

At 3.45 p.m., Senator George Miller, Jr. of the Seventeenth District, presiding.

Assistant Secretary Jack R. Gilstrap at the Desk

Senate Bill No. 615—An act to add Section 14631.1 to, and to amend Sections 14633 and 14641 of, the Education Code, relating to the State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 616—An act to add Section 14684 to the Education Code, relating to the State Teachers' Retirement System, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1095—An act to add Section 6110 to the Public Resources Code, relating to the State Lands Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Motion to Be Excused

Senator Murdy moved that he be excused to attend the Assembly Ways and Means Committee.

Motion carried.

Motion to Be Excused

Senator Farr moved that he be excused to attend the Assembly Ways and Means Committee.

Motion carried.

Senate Bill No. 1276—An act to amend Sections 14522, 14601, 14602, 14603, 14605, and 14640 of the Education Code, relating to the State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2084—An act to amend Section 9102 of the Government Code, relating to legislative offices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1779—An act to amend Section 3212 of the Labor Code, relating to workmen's compensation and insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1544—An act to add Section 1696.2 to the Labor Code, relating to farm labor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Regan, Richards, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1545—An act to add Section 1696.3 to the Labor Code, relating to operation of motor vehicles in the transportation of farm laborers.

Bill read third time.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Beard moved a call of the Senate.

Motion carried. Time, 4.14 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1571—An act to amend Sections 7015 and 7846 of the Elections Code, relating to the canvass of ballots.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft,

McBride, John F. McCarthy, Miller, Montgomery, Regan, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 250—An act to add Section 75030.5 to the Government Code, relating to the retirement of judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 387—An act to repeal Section 75061 of, and to add Sections 75060.5, 75060.6, 75104.4 and 75104.5 to, the Government Code, relating to the retirement of judges.

Bill read third time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 11, of the printed bill, as amended in Senate May 2, 1957, strike out "SEC.", and insert "SECTION".

Amendment No. 2

On page 2, line 11, strike out "said code", and insert "the Government Code".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1098—An act to add Section 23825 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 4.23 p.m., on motion of Senator Beard, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called.

Call of the Senate

Pending the announcement of the vote, Senator Montgomery moved a call of the Senate.

Motion carried. Time, 4.25 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1189—An act to amend Section 15862 of the Government Code, relating to the acquisition of property by the State Public Works Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2082—An act to amend Section 1, and to repeal Sections 2, 3, and 4, of Chapter 120 of the Statutes of 1925; to amend Section 1, and to repeal Sections 2, 3, 4, 5, 6, 7, and 8, of Chapter 184 of the Statutes of 1947; and to amend Section 1, and to repeal Sections 2, 3, 4, 5, 6, 7, and 8, of Chapter 593 of the Statutes of 1953; relating to the grants in trust of certain tide and submerged lands to the City of Chula Vista, and to the government, management, and control of such lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Thompson, and Williams—28.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 303—An act to add Article 4 (commencing with Section 26945) to Chapter 4, Part 3, Division 2 of Title 3 of the Government Code, relating to the qualifications of county auditors.

Bill read third time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 6 to 8, inclusive, and insert "26945. No person shall".

Amendment No. 2

On page 1, line 19, strike out "chief assistant".

Amendment No. 3

On page 1, strike out lines 20 and 21, and insert "deputy county auditor".

Amendment No. 4

On page 2, strike out lines 1 to 6, inclusive, and insert "26946. The provisions of this article shall become effective in only those counties in which, prior to the first day of the period for filing declarations of candidacy for the office of county auditor, the board of supervisors by a unanimous vote, at a regular meeting with all members present, enact an ordinance adopting the provisions of

this article. The ordinance so adopted may be repealed by the board of supervisors at any time."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending the first paragraph of Section 1 $\frac{1}{4}$ of Article XIII thereof, relating to exemption on account of military service.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Erhart, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Joint Resolution No. 13—Relative to the study, design and construction of the Park's Bar Dam on the Yuba River.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 407—An act to amend Section 10270.1 of the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Richards, Sutton, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2183—An act to add Section 728.5 to the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Sutton, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 86—An act to repeal Chapter 8 of Part 4 of Division 6 of, and to add Chapter 8 to Part 4 of Division 6 of, the Welfare and Institutions Code, relating to the Neuropsychiatric Institute, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Ed. C. Johnson Presiding

At 4.47 p.m., Senator Ed. C. Johnson of the Tenth District, presiding.

Senate Bill No. 925—An act to amend Sections 4901, 4902, 4906, 4911, 4927, 4928, 4929, 4930, 4940, 4941, 4942, 4943, 4944, 4945, 4946, 4947, 4949, and 4951 of, to add Sections 4818, 4952 and 4953 to, to repeal Article 4 (commencing with Section 4961) of Chapter 10 of Division 4 of, and to add Article 4 (commencing with Section 4961) to Chapter 10 of Division 4 of, the Public Resources Code, relating to forest practices.

Bill read third time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate May 3, 1957, strike out "4818", and insert "4918".

Amendment No. 2

On page 2, line 18, strike out "act", and insert "chapter".

Amendment No. 3

On page 7, lines 22 and 23, strike out "Administrative Procedure Act", and insert "Chapter 5 (commencing at Section 11500), Part 1, Division 3, Title 2 of the Government Code".

Amendment No. 4

On page 8, line 10, strike out "Administrative Procedure Act", and insert "Chapter 5 (commencing at Section 11500), Part 1, Division 3, Title 2 of the Government Code".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 1326—An act to add Section 5017 to the Public Resources Code, relating to state-owned beach and park lands.

Motion to Re-refer Senate Bill No. 1326

Senator Christensen moved that Senate Bill No. 1326 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 2186—An act to amend Section 8604 of, and to add Section 8704 to, the Public Resources Code, relating to the tourist industry, and making an appropriation therefor.

Motion to Re-refer Senate Bill No. 2186

Senator Dolwig moved that Senate Bill No. 2186 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1774—An act to add Sections 5.1, 5.2, 5.3, 5.4, 5.5, 5.6, 13.5, 15 and 16 to, and to amend Sections 5 and 12 of, Chapter 124 of the Statutes of 1955, relating to the holding of winter Olympic games in California, providing for the disposition of facilities after completion of said games, making an appropriation therefor and authorizing eminent domain, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Harold T. Johnson moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 6, of the printed bill, as amended in Senate May 3, 1957, before "5.", insert "Sec."

Amendment No. 2

On page 2, line 23, before "5.1.", insert "Sec."

Amendment No. 3

On page 2, line 30, before "5.2.", insert "Sec."

Amendment No. 4

On page 3, line 10, before "5.3.", insert "Sec."

Amendment No. 5

On page 3, line 20, before "5.4.", insert "Sec."

Amendment No. 6

On page 3, line 29, before "5.5.", insert "Sec."

Amendment No. 7

On page 3, line 37, before "5.6.", insert "Sec."

Amendment No. 8

On page 3, line 44, before "12.", insert "Sec."

Amendment No. 9

On page 3, line 48, before "13.5.", insert "Sec."

Amendment No. 10

On page 4, line 5, before "15.", insert "Sec."

Amendment No. 11

On page 4, line 9, before "16.", insert "Sec."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1029—An act to amend Section 1203 of, the Health and Safety Code, relating to clinics and public health.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1082—An act to add Chapter 5.5 (commencing at Section 18440) to Part 2.1 of Division 13 of the Health and Safety Code, relating to tent camps.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1232—An act to add Chapter 6 to Part 1, Division 24 of the Health and Safety Code, relating to urban renewal.

Bill read third time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 3, 1957, after "6", insert "(commencing at Section 33970)".

Amendment No. 2

On page 1, line 1, after "6", insert "(commencing at Section 33970)".

Amendment No. 3

On page 1, line 8, strike out "34000", and insert "33970".

Amendment No. 4

On page 1, line 11, strike out "34001", and insert "33971".

Amendment No. 5

On page 1, line 17, strike out "34002", and insert "33972".

Amendment No. 6

On page 1, line 20, strike out "(1)", and insert "(a)".

Amendment No. 7

On page 1, line 23, strike out "(2)", and insert "(b)".

Amendment No. 8

On page 2, line 3, strike out "(3)", and insert "(c)".

Amendment No. 9

On page 2, line 6, strike out "(4)", and insert "(d)".

Amendment No. 10

On page 2, line 9, strike out "34003", and insert "33973".

Amendment No. 11

On page 2, line 13, strike out "34004", and insert "33974".

Amendment No. 12

On page 2, line 18, strike out "34005", and insert "33975".

Amendment No. 13

On page 2, line 23, strike out "34006", and insert "33976".

Amendment No. 14

On page 2, line 26, strike out "34007", and insert "33977".

Amendment No. 15

On page 2, line 27, strike out "(1)", and insert "(a)".

Amendment No. 16

On page 2, line 33, strike out "(2)", and insert "(b)".

Amendment No. 17

On page 2, line 39, strike out "(3)", and insert "(c)".

Amendment No. 18

On page 2, line 44, strike out "(4)", and insert "(d)".

Amendment No. 19

On page 2, line 51, strike out "34008", and insert "33978".

Amendment No. 20

On page 3, line 7, strike out "34009", and insert "33979".

Amendment No. 21

On page 3, line 9, strike out "(1)", and insert "(a)".

Amendment No. 22

On page 3, line 13, strike out "(2)", and insert "(b)".

Amendment No. 23

On page 3, line 26, strike out "(3)", and insert "(c)".

Amendment No. 24

On page 3, line 34, strike out "(4)", and insert "(d)".

Amendment No. 25

On page 3, line 40, strike out "(5)", and insert "(e)".

Amendment No. 26

On page 3, line 42, strike out "34010", and insert "33980".

Amendment No. 27

On page 4, line 1, after "4", insert "(commencing at Section 33950)".

Amendment No. 28

On page 4, line 3, strike out "34011", and insert "33981".

Amendment No. 29

On page 4, line 16, strike out "34012", and insert "33982".

Amendment No. 30

On page 4, line 21, strike out "Chapter 6", and insert "chapter".

Amendment No. 31

On page 4, line 23, strike out the second "of", and insert "in".

Amendment No. 32

On page 4, line 24, after "2", insert "(commencing at Section 33040)".

Amendment No. 33

On page 4, line 25, after "4", insert "(commencing at Section 33950)".

Amendment No. 34

On page 4, line 28, strike out "34013", and insert "33983".

Amendment No. 35

On page 4, lines 28 and 29, strike out "Chapter 6", and insert "chapter".

Amendment No. 36

On page 4, line 37, strike out "34014", and insert "33984".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 627—An act to add Section 13106 to the Government Code, relating to quietclaiming of state-owned easements and rights of way.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erlart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1186—An act to add Section 13078 to the Government Code, relating to the Department of Finance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erlart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Regan, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 5.05 p.m., on motion of Senator Montgomery, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 1545 passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Brown, Burns, Busch, Christensen, Cobey, Collier, Cunningham, Dolwig, Donnelly, Dorsey, Farr, Gibson, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Miller, Montgomery, Regan, and Williams—22.

NOES—Senators Berry, Byrne, Coombs, Desmond, Dilworth, Erlart, Grunsky, Hollister, Kraft, McBride, Richards, and Thompson—12.

Bill ordered transmitted to the Assembly.

CALL OF THE SENATE

Senator John F. McCarthy moved a call of the Senate.

Motion carried.

Time, 5.08 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1165—An act to amend Section 1816 of the Unemployment Insurance Code, relating to abstracts of judgments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Richards, Sutton, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1196—An act to amend Section 11263 of the Government Code, relating to interagency services and transactions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Sutton, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1226—An act to add Section 96 to the Agricultural Code, relating to fairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Sutton, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2178—An act to amend Section 24048 of, and to add Sections 24048.1, 24048.2, 24048.3, and 24048.4 to, the Business and Professions Code, all relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Colby, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Regan, Thompson, and Williams—29.
NOES—Senator Sutton—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2661—An act to amend Sections 9359.8, 9361, and 9361.1 of the Government Code, relating to the Legislators' Retirement System.

Bill read third time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 40, of the printed bill, as amended in Senate May 2, 1957, after the period, insert "In either case, the benefits payable to the surviving spouse shall be in the same amount as if the member had elected to receive credit for service rendered prior to the date he became a member of this system and had paid the full amount of the contributions in respect to such service."

Amendment No. 2

On page 2, line 42, strike out "this amendment", and insert "the amendments to this section enacted by the Legislature at the 1957 Regular Session".

Amendment No. 3

On page 2, line 44, strike out "amendment", and insert "amendments".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2176—An act to amend Section 23954.5 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

Motion to Amend

Senator Busch moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate May 2, 1957, strike out "act amending this section", and insert "amendments to this section enacted by the Legislature at the 1957 Regular Session".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1124—An act to amend Sections 16.3 and 39.1, repeal Section 16.4, and add Article 1.5 (commencing with Section 1235) to Chapter 3, Part 3, Division 4, of the Fish and Game Code, relating to deer.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Sutton, and Williams—24.

NOES—Senators Beard, Berry, Brown, Miller, and Thompson—5.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS**Motion to Retain Place on File**

Senator Miller moved that Assembly Bills Nos. 1746 and 1714 be passed on file and retain their places on file.

Motion carried.

Assembly Bill No. 508—An act to amend Section 1828 of the Education Code, relating to school district elections.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Sutton, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 202—An act to add Section 653k to the Penal Code, relating to switch-blade knives with blades longer than two inches.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Sutton, and Thompson—27.

NOES—Senator Miller—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2807—An act to add Article 16.5 (consisting of Sections 73970 to 73975, inclusive) to Chapter 10 of Title 8 of the Government Code, relating to the municipal court established in the Ontario Judicial District.

Bill read third time, and presented by Senator Cunningham.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Sutton, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 871—An act to amend Section 1062 of the Government Code, relating to the absence of public officers, and declaring the urgency thereof, to take effect immediately.

Motion to Re-refer Assembly Bill No. 871

Senator Farr moved that Assembly Bill No. 871 be re-referred to Committee on Education.

Motion carried.

Assembly Bill No. 465—An act to add Section 32130.5 to the Health and Safety Code, relating to hospital districts, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Thompson.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Sutton, Thompson, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Sutton, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolutions were introduced, and read:

Senate Constitutional Amendment No. 40: By Senators John F. McCarthy, Cunningham, Burns, and Brown—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 2 and 34 of Article IV thereof, relating to the Legislature.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 117: By Senator Kraft—Relative to approving a certain amendment to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on April 16, 1957.

Request for Unanimous Consent

Senator Kraft asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 117, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 117

Senate Concurrent Resolution No. 117—Relative to approving a certain amendment to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on April 16, 1957.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Sutton, Thompson, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Senators Sutton and Erhart:

Senate Resolution No. 121

Relative to the creation of the Senate Interim Committee on Recreation, State Beaches and Parks.

Resolved by the Senate of the State of California, As follows:

1. The Senate Interim Committee on Recreation, State Beaches and Parks is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the acquisition, establishment, extension, development, financing, and

maintenance of local and regional parks, recreational reservoir sites, game management areas to supplement state and national park and beach areas, and a state-wide system of beaches and parks and recreational areas and activities, including but not limited to the study of public beaches, public parks, and recreational areas and activities, roadside rest spots, riding and hiking trails, rest and comfort facilities for vacationers and travelers, the planting and maintaining of roadside trees by the Division of Forestry and the Department of Public Works, the present holdings of the Division of Beaches and Parks and purposes, policies and operations of the Division of Beaches and Parks and of the State Park Commission and the Recreation Commission, the evaluation of costs of the present system of beaches and parks and recreational activities, the projected expansion of such system, the study of procedures for coordination and state-wide assistance in the planning of areas and activities for local, regional and state operations, the study and analysis of income and revenues received from any source or activities available for such purposes, the use and disposition of such revenues, the amounts of such additional revenues which would be required in connection with the financing of any such state-wide system, the possible recreational resources of and use of multiple purposes water reservoirs which are constructed or may be constructed by either the Federal or State Government, the problems relating to the tourist industry in California, the extent and economic value of the tourist and travel industry in and to the State including tax returns growing out of that industry, all matters relating to the development of the tourist industry and the promotion of recreational travel, the extent and scope of state-financed tourist and travel promotion programs in other states, the extent and coordination of promotional services available to attract tourists to the public and private recreational areas of the State, the function of the park and recreational agencies of the State in stimulating the tourist industry, the advisability of establishing a tourist or travel promotion division within the State Government with power to cooperate with state-wide and regional promotional organizations and with similar organizations in other states and with agencies of the Federal Government and other state governments, methods of developing tourist data and information and of keeping such data and information up-to-date and available for the tourist industry, travel promotional organizations and groups and other agencies, the advisability of appropriating state funds for the promotion of tourist and recreational travel into the State and between the various sections of the State, problems relating to the small boat harbors of the State, and generally data relating to the income from natural resources of the State for the support and potential support of state beaches and parks and the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Senate, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five members of the Senate appointed by the Rules Committee thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1959 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

a. To select a chairman and a vice chairman from its membership.

b. To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

c. To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

d. To travel, or appoint a subcommittee or committee employee to travel, within or outside of this State or the United States in pursuing the investigation committed to it.

e. To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

f. To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of ----- thousand dollars (\$-----) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Senator Hollister:

Senate Resolution No. 122

**Relative to the creation of the Senate Interim Committee
on Brush Control**

WHEREAS, The control of brush and primary noxious weeds in the State of California is rapidly becoming a serious problem; and

WHEREAS, This condition, if not remedied, can and will cause serious damage to the economic structure of our agriculture and forestry; and

WHEREAS, This situation is a threat to our national and state parks (the disastrous fires that occurred in Santa Barbara, San Diego, Ventura, and Los Angeles Counties recently, and many smaller fires, are an example that our great natural resources must be protected); and

WHEREAS, It is vital to the economy of the State that the Legislature be fully informed as to all the facts relating to brush control and noxious weeds; now, therefore, be it

Resolved by the Senate of the State of California, As follows:

1. The Senate Interim Committee on Brush Control is hereby created, authorized, and directed to ascertain, study, and analyze all facts relating to the subjects expressed, and to promote relations with the U. S. Forest Service, Division of Forestry of the Department of Natural Resources, and other interested agencies.

2. The committee shall consist of five Members of the Senate appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act after final adjournment until the commencement of the 1959 Regular Session, with authority to file its final report not later than the fifteenth day after the end of the Constitutional Recess of that session.

4. The committee and its members shall have and exercise all the rights, duties, and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies, and reports to the committee as will best assist it in carrying out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution, and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(d) To travel, or appoint a subcommittee or committee employee to travel, within or outside of this State and the United States in pursuing the investigation committed to it.

(e) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties and accomplish the objects and purposes of this resolution.

6. The sum of twenty five thousand dollars (\$25,000), or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon the warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:

Assembly Bill No. 2000

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2000

Senator Montgomery moved that Assembly Bill No. 2000 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2000—An act to add Part 4.5 (commencing with Section 1410) to Division 2 of the Labor Code, relating to prevention and elimination of practices of discrimination in employment and otherwise against persons because of race, religious creed, color, national origin, or ancestry, creating a State Commission on Fair Employment Practices, defining its functions, powers and duties, providing for the appointment and compensation of its officers and employees.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in Assembly April 10, 1957, after "against", insert "qualified".

Amendment No. 2

In line 7 of the title, after the second comma, insert "and".

Amendment No. 3

On page 2, line 1, after "all", insert "qualified".

Amendment No. 4

On page 2, line 13, after "employment", insert "on a basis of qualification".

Amendment No. 5

On page 2, between lines 39 and 40, insert

"(f) 'Employee' does not include any individual employed in agriculture or in connection with the operation or maintenance of ditches, canals, reservoirs, or waterways, not owned or operated for profit, or operated on a share-crop basis, and which are used exclusively for supply and storing of water for agricultural purposes.

(g) 'Employee' does not include any individual employed within the area of production, engaged in handling, packing, storing, ginning, compressing, pasteurizing, drying, preparing in their raw or natural state, or canning of agricultural or horticultural commodities for market, or in making cheese or butter or other dairy products."

Amendment No. 6

On page 2, line 40, strike out "(f)", and insert "(h)".

Amendment No. 7

On page 4, line 14, after "any", insert "qualified".

Amendment No. 8

On page 4, line 19, after "any", insert "qualified".

Amendment No. 9

On page 5, line 27, strike out "provision", and insert "provisions".

Amendment No. 10

On page 6, line 36, strike out "act", and insert "part".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which were referred:

Senate Bill No. 759

Senate Bill No. 2212

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 759

Senator Abshire moved that Senate Bill No. 759 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 759—An act to amend Section 11200 of, and to add Article 9.6 (commencing with Section 11270) to Chapter 2 of Division 6 of, the Water Code, relating to the Central Valley Project, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate January 24, 1957, strike out lines 11 to 13, inclusive, and insert "Bulletin No. 60 of the Department of Water Resources entitled "Salinity Control Barrier Investigation," dated March 1, 1957, subject to".

Amendment No. 2

On page 1, line 21, strike out "----- (\$-----)", and insert "two million five hundred sixty thousand dollars (\$2,560,000)".

Amendment No. 3

On page 1, line 22, strike out "General", and insert "Investment".

Amendment No. 4

On page 1, line 23, after "Resources", insert "for expenditure in accordance with the following schedule:

(a) One million two hundred twenty thousand dollars (\$1,220,000)".

Amendment No. 5

On page 1, after line 27, insert

"(b) One million three hundred forty thousand dollars (\$1,340,000) for completion of engineering studies and preparation of construction plans and specifications for the North Bay Aqueduct as authorized by Section 11270 of the Water Code, the expenditure of said funds by the department being contingent upon reasonable assurance from the prospective water users of their willingness to assume the obligation for repayment of the reimbursable costs of the aqueduct, such money to be available for expenditure without regard to fiscal years."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

MOTION TO AMEND SENATE BILL NO. 2212

Senator Abshire moved that Senate Bill No. 2212 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2212—An act to amend Chapter 1434, Statutes of 1955, "An act to provide for a study of the junction point barrier and appurtenant facilities, the Abshire-Kelly Salinity Control Barrier Act of 1955, relating to barriers for salinity and flood control purposes, declaring the urgency thereof, to take effect immediately," declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

In lines 1 to 4, inclusive, of the title of the printed bill, strike out "amend Chapter 1434, Statutes of 1955, "An act to provide for a study of the junction point barrier and appurtenant facilities, the Abshire-Kelly Salinity Control Barrier Act of 1955,"".

Amendment No. 2

Strike out lines 5 to 7, inclusive, of the title, and insert "trol purposes."

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. The Department of Water Resources is hereby directed to restrict its studies of salinity control barriers to the Biemond Plan as described in Bulletin No. 60 of the Department of Water Resources entitled "Salinity Control Barrier Investigation," dated March, 1957, subject to such modifications thereof as the department may adopt, said studies being for the purposes of developing complete plans of the means of accomplishing delivery of fresh water to the Counties of Solano, Sonoma, Napa and Marin, providing urgently needed flood protection to agricultural lands in the Sacramento-San Joaquin Delta, accomplishing salinity control, improving the quality of water exported from the delta to the San Francisco Bay area, San Joaquin Valley, and southern portions of California, making the most beneficial use of the water resources of the State, and studying integration of the proposed project in The California Water Plan.

SEC. 2. The department may contract with such other public agencies, federal, state or local, as it deems necessary for the rendition and affording of such services, facilities, studies, and reports to the department as will best assist it to carry out this act.

SEC. 3. It is the intent of the Legislature that in conducting the study and investigation the department shall confer and exchange information with and shall seek the participation of the United States Navy, the United States Bureau of Reclamation, the United States Corps of Engineers, and the local port districts to the extent possible.

SEC. 4. The department shall submit a report to the Legislature stating the result of its study and investigation not later than March 30, 1959.

SEC. 5. This act shall be known and may be cited as the "Abshire-Kelly Salinity Control Barrier Act of 1957.""

Amendment No. 4

On page 1, strike out lines 2 to 24, inclusive; and strike out page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 63

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 63

Senator McBride moved that Senate Bill No. 63 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 63—An act to amend Section 12 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), relating to municipal water districts.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendment:

Amendment No. 1

On page 4, of the printed bill, strike out lines 39 to 42, inclusive, and insert "contract with the United States of America or any department or agency thereof, or with any private corporation organized under the laws of the United States of America, by which the municipal water district incurs an indebtedness or liability exceeding in any year the income and revenue for such year shall not be executed without the".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 900

Senate Bill No. 1210

Senate Bill No. 1213

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee:

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 900

Senator Richards moved that Senate Bill No. 900 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 900—An act to amend Section 1 of Chapter 1687 of the Statutes of 1955, relating to the authority of the State Public Works Board.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Senate April 3, 1957, after "finance", insert "the same".

Amendment No. 2

On page 1, lines 9 and 10, strike out "for the following projects," and insert "as follows,".

Amendment No. 3

On page 1, line 10, after "forth", insert "except as hereinafter provided".

Amendment No. 4

On page 2, line 5, strike out the period; and strike out lines 6 through 28, and insert "; and an additional amount of one million dollars (\$1,000,000) to augment the amounts hereinabove provided for the respective buildings.

Any unneeded balance in the amount herein specifically provided for any building and all or any part of the amount herein specifically provided for augmentation, as determined by the State Public Works Board, may be used to augment the amount provided for any building where construction cannot be undertaken because the estimate exceeds the amount available for such building or because bids received are in excess of the estimate, and upon such augmentation contracts may be awarded therefor notwithstanding the provisions of Section 14275 of the Government Code.

SEC. 2. The amendment set forth in Section 1 of this act shall not be construed to constitute a new authorization to construct public buildings within the meaning of Section 15818 of the Government Code."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 1210

Senator Miller moved that Senate Bill No. 1210 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1210—An act to amend Section 13391 of the Government Code, relating to the purchase of supplies or equipment for state agencies.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 13391", and insert "Sections 13370.1, 13391, 13394, 13402, and 13408".

Amendment No. 2

In line 3 of the title, after "agencies", insert ", declaring the urgency thereof, to take effect immediately".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 13370.1 of the Government Code is amended to read:
13370.1. No state agency or employee thereof shall draft or cause to be drafted, any specifications for bids, in connection with the purchase or contemplated purchase of any supplies or materials, or textbooks for use in the day and evening

elementary schools of the State, in such a manner as to limit the bidding directly or indirectly, to any one [specific concern] bidder[, or to any specific brand of any material, product, thing or service].

[A specification calling for bids for a designated material, product, thing or service by specific trade name followed by the words "or equal" so that bidders may furnish any equal material, product, thing or service, is not in violation of this section. This section is not applicable to the purchase of mechanical equipment or parts for replacement or repairs thereto.]

Bidders may be required to furnish a bond or other indemnification to the State against claims or liability for patent infringement.

SEC. 2. Section 13391 of said code is amended to read: "

Amendment No. 4

On page 1, line 6, after "department", insert "of Finance".

Amendment No. 5

On page 1, line 8, after "department", insert "of Finance".

Amendment No. 6

On page 1, line 14, after the second "agency", insert "or the Department of Finance."

Amendment No. 7

On page 1, after line 19, insert

"SEC. 3. Section 13394 of said code is amended to read:

13394. An estimate or requisition approved by the state agency in control of the appropriation or fund against which a purchase is to be charged, is full authority for any contract and purchase of supplies of the quality specified by the agency or determined by the Board of Control as provided in this article made pursuant thereto by the department.

The department shall issue a call for bids within 30 days after receiving a requisition for any supplies or equipment that is regularly purchased within this State.

After the closing date for receiving any bids within or without this State, the contract of purchase shall be awarded or the bids shall be rejected within 30 days unless a protest is filed as provided in Section 13407.

SEC. 4. Section 13402 of said code is amended to read:

13402. (a) Except in cases when the agency and the department agree that an article of a specified brand or trade name is the only article which will properly meet the needs of the agency, or in cases where the Board of Control has made such determination pursuant to Section 13391, all contracts and purchases of supplies in an amount of one thousand dollars (\$1,000) or more shall be made or entered into with the lowest responsible bidder meeting specifications, subject to the provisions of Section 4300 to 4334, inclusive, of this code.

(b) Unless the bidder specifies otherwise in his bid, the State may accept any item or group of items of any bid, provided the State's acceptance will include at least 90 percent of the bid based on monetary amount.

(c) Vendors may be required by specifications in the request for bids to furnish surety bonds guaranteeing satisfactory performance. In the event a surety bond is required by the State which has not been expressly required by the specifications, the State shall reimburse the vendor, as an addition to the purchase price, in an amount equal to the premium on such bond.

SEC. 5. Section 13408 of said code is amended to read:

13408. There is hereby created a State Purchases Standards Committee, consisting of nine (9) members, seven (7) of whom shall be officers or employees of the State and two (2) of whom shall be citizens not employed by the State, all to be appointed by the Governor. The members of the committee shall serve without compensation, but shall be entitled to their actual necessary traveling expenses.

The committee shall annually elect one of its members chairman. The committee shall act as an advisory body to the Director of Finance and shall recommend from time to time minimum standards as to [specifications and] quality of equipment and supplies to be acquired for state use.

SEC. 6. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The amendments made by this act will result in basic economies and savings in purchases of equipment and supplies by the State by simplifying bidding procedures, and such economies must be given immediate effect to counteract increasing demands upon state revenues."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 1213

Senator Miller moved that Senate Bill No. 1213 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1213—An act to amend Section 13370 of the Government Code, relating to contracts by state agencies.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "13370", and insert "13402".

Amendment No. 2

On page 1, line 1, strike out "13370", and insert "13402".

Amendment No. 3

On page 1, strike out lines 3 to 26, inclusive, and insert "13402. Except in cases when the agency and the department agree that an article of a specified brand or trade name is the only article which will properly meet the needs of the agency, or in cases where the Board of Control has made such determination pursuant to Section 13391, all contracts and purchases of supplies in an amount of one thousand dollars (\$1,000) or more shall be made or entered into with the lowest responsible bidder meeting specifications, subject to the provisions of Sections 4300 to 4334, inclusive, of this code.

For purposes of determining the lowest bid, the amount of sales tax shall be excluded from the total amount of the bid."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 1214

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

CHRISTENSEN, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 1214

Senator Miller moved that Senate Bill No. 1214 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1214—An act to amend Sections 19286, 19287 and 26453c of, and to add Section 26453d to, the Revenue and Taxation Code, relating to the use and disclosure of information obtained under the Personal Income Tax and Bank and Corporation Tax Laws.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Senate April 11, 1957, strike out "and to add Section 26453d to,".

Amendment No. 2

On page 1, line 5, strike out "and", and insert "or".

Amendment No. 3

On page 1, line 20, strike out "City, county, or city and county tax assessor", and insert "officials of political subdivisions".

Amendment No. 4

On page 2, strike out lines 2 to 15, inclusive, and insert "19287. The information furnished or secured pursuant to Section 19286 shall be used solely for the purpose of administering the tax acts or laws administered by the person or agency obtaining it. Any unauthorized disclosure or use of the information by the person or agency, or the employees and officers thereof, is a misdemeanor."

Amendment No. 5

On page 2, line 19, strike out "and", and insert "or".

Amendment No. 6

On page 2, between lines 30 and 31, insert "The information furnished or secured pursuant to this section shall be used solely for the purposes of administering the tax acts administered by the person or agency obtaining it. Any unauthorized disclosure or use of such information by such person or agency, or the employees or officers thereof, is a misdemeanor."

Amendment No. 7

On page 2, line 32, strike out "city, county, or city and county tax assessor", and insert "officials of political subdivisions".

Amendment No. 8

On page 2, strike out lines 33 to 47, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Assembly Bill No. 1567

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1567

Senator Collier moved that Assembly Bill No. 1567 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1567—An act to add Section 100.9 to the Streets and Highways Code, relating to highway route signs

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 to 12 inclusive, and insert "manner as to bypass a city or business district, the department shall erect and maintain appropriate directional signs, at the junction of the bypass and the road leading into such city or business district, and at a reasonable distance in advance of such junction, for the guidance of traffic desiring to enter the city or business district. Upon relinquishment of the bypassed highway to the county or city concerned, the signs previously erected on such highway shall be left in place by the department and thereafter shall be maintained by such county or city. When relinquishing any such bypassed highway, the department shall direct the attention of the county or city concerned to the provisions of this section regarding continued maintenance of such signs by the county or city."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 726

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 726

Senator Dolwig moved that Senate Bill No. 726 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 726—An act to amend Section 407 of the Streets and Highways Code, relating to state highways.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 407 of", and insert "add Section 561 to".

Amendment No. 2

On page 1, strike out lines 1 to 9, inclusive, and insert

"SECTION 1. Section 561 is added to the Streets and Highways Code, to read: 561. Route 241 is from Route 68 at Menlo Park to Route 239."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Assembly Bill No. 140

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 140

Senator Donnelly moved that Assembly Bill No. 140 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 140—An act to amend Section 13674 of the Education Code, relating to leaves of absence.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Assembly April 27, 1957, strike out "without pay", and insert "other than a leave of absence granted pursuant to Section 13673".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 1964

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1964

Senator Sutton moved that Senate Bill No. 1964 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1964—An act to amend Section 448 of the Education Code and Section 28148 of the Government Code, relating to compensation for public service in counties of the forty-eighth class.

Bill read second time.

Motion to Amend

Senator Sutton moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 448 of the Education Code and".

Amendment No. 2

On page 1, strike out lines 1 to 7, inclusive.

Amendment No. 3

On page 1, line 8, strike out "SEC. 2.", and insert "SECTION 1."

Amendment No. 4

On page 1, line 13, strike out "five thousand two hundred dollars (\$5,200)", and insert "six thousand dollars (\$6,000)".

Amendment No. 5

On page 1, line 16, strike out "----- dollars (\$-----)", and insert "six thousand dollars (\$6,000)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

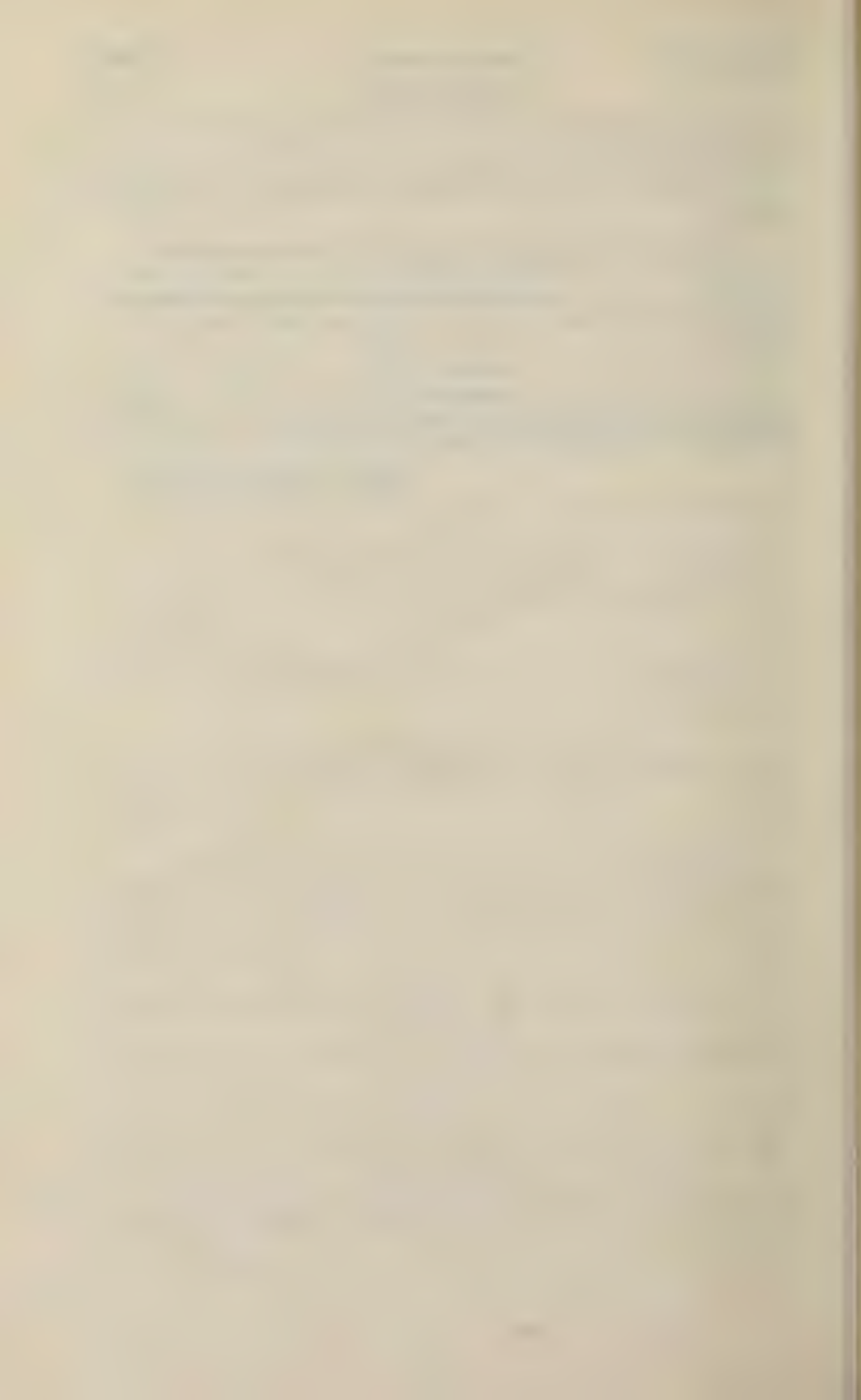
**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 5.50 p.m., on motion of Senator John F. McCarthy, further proceedings under the call of the Senate were dispensed with.

ADJOURNMENT

At 5.51 p.m., on motion of Senator Richards, the President declared the Senate adjourned until 3 p.m., Tuesday, May 7, 1957, out of respect to the memory of the late Honorable Thomas J. Doyle.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-SECOND LEGISLATIVE DAY

EIGHTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, May 7, 1957

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert L. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams 37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O God, we rise for this moment to humbly bow our heads in prayer before Thee, our Creator, and to ask Thy blessing upon ourselves and the work before us. We place ourselves completely at Thy service. We are convinced that for those who love God, all things work together unto good. Fill the hearts of all with Thy presence. Bless the Presiding Officer of this, our Senate, and each one to whom is given the obligation of representing Thy people. Accept then, O Lord, all that we are and all that we possess, our intellect, our will, our memory, our freedom. Thou hast given them to us. We are determined to use them without reservation for Thy glory and for the good of our State and our people. We ask Thee, O Lord, to guide us so that we may walk in justice and that all our acts redound to the benefit of our fellow man. In the tasks before us, may we never lose sight of the ideals of the true greatness that has established our American way of life. Bestow upon us then this day, in our labors, a ray of Thy divine light so that here in our State the spiritual and moral growth of our people may ever keep in unison with our great material prosperity. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Regan, on motion of Senator Thompson, due to legislative business.

Senator Breed, on motion of Senator Thompson, due to legislative business.

Senator Teale, on motion of Senator John F. McCarthy, due to personal business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senators Donnelly and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Edward P. Coughlan of Fresno.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Captain William V. Figari of San Francisco.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Nik Hassan of Kota Bharu, Malaya, member Federal Legislative Council (lower house, National Congress) and President of Malay Chamber of Commerce.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students and adults from Byron School, Byron: *students*—Donna Addington, James Allen, Margaret Biglow, Sergio Fernandez, Wanda Holt, Eugene Long, Donato Mercado, Donald Murphy, James Riciole, Pamela Tennant, David Williams, Margaret Agan, Hilda Escobar, Bobby Granados, Clinton Jacobs, Johnny Silva, Evo Cochlo, Floyd Cook, John Agan, David Armstrong, Janet Duarte, Donald Ferreira, Joyce Jacobs, James Martin, Celia Mercado, Carlos Ramos, Carol Smith, Roger Thompson, Margaret McCord, Loretta Aguiar, Laura Fullmer, Lenora Gutierrez, Dennis Lopez, David Doan, Gaylen Bailey, John Ferguson, Gene Allen, Veronica Baldwin, Mary Escobar, Leroy Guisti, Richard Linn, Betty Mendonza, Billy Mullins, Janette Richart, Bernard Stall, Mary Jo Wilder, John Burton, Wanda Byer, Emil Geddes, Roger Houston, David Lucas, Alma Doan, and Bob Willis; *adults*—Mrs. Biglow, Mrs. Ferreira, Mrs. Long, Mrs. Murphy, Mrs. Richart, Mrs. Riciole, Mrs. Tennant, Mrs. Geddes, Mr. Little, Mrs. Bailey, and R. H. von der Mehden.

On request of Senators Richards and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Leila F. Donegan of Monterey Park.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Manuel Bettencourt of San Jose and Mr. Lewis E. Torrance of San Francisco.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to W. D. McIntosh, County Road Commissioner of Lassen County, and J. R. Uptegrove of Susanville.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students from Mineral King Union Elementary School: Daren Carter, Michael Curtis, Joan Num, Janet Walfe, Jo Ann Mignil, Nancy Mannon, Ras Breshears, Connie White, Kenneth Ray, Clayton Ayers, Eston Finney, Ann Lequina, Lloyd Phillip, Robert Smith, Francis Elchinoff, Carolyn Weaver, Barbara Martin, Richard Howard,

Danny Dye, Ellen Tunnell, Shirley Aiken, Douglas Sivall, Robert Hill, Bob Pierson, Larrie Hamlin, Delson Brokaw, Rusty Lokey, Larry Dick, Homer Harper, Judy Connolly, Kathryn Simon, Connie Price, Mary Jo, Norman Flom, Lina Fisher, Judy Lady, Brenda Chesser, Mary Haro, Cheryl Olsen, Linda Lawrence, and Jackie Perry.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Reverend Father Richard J. Roberts, Assistant Professor of Political Science, University of Santa Clara, and the following students from the university, all accompanied by Mrs. Thompson: Thomas C. Atkins, Leroy Baker, Gerald Bush, Gerald R. Mutz, Robert A. Norden, William DeLucchi, Francis P. Healey, Jr., Robert H. Perrin, Jerry J. Rogers, Kenneth D. Hermann, Billie D. Horne, James C. Spadafore, Anthony Torlai, James H. Johnson, and Arthur L. LaFranchi.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. John Elmore of Brawley.

On request of Senator Cunningham, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lee Rowland of Chino.

On request of Senators Burns and Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Associate Professor Albert G. Pickerell and the following students: Glen Dickey, Alfred Erickson, Kenneth Harvey, Bruce Keppel, James Lemert, Ted Phillips, Larry Rue, Ronald Schwartz, Ray Smith, Michael Sommer, Robert Trautman, and Gordon Wilder.

On request of Senators Burns and Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Hargreaves, Mr. Elmer O. Sagen, Mrs. Bate, and the following students from Lincoln School, Alameda: Steve Anderson, Terry Berlin, Tony Bertero, Cheryl Brander, Carl Bryant, Battista Cipresso, Jean Cusack, Alice Durein, Gail Edmonds, Gary Guisso, Holly Hart, Donald Hammond, Sue Hartley, Cathie Hoekabout, Diana Hopkins, Clark Johnson, Gail Keeney, Donald Kriens, Sven Larsen, Thor Maydole, Fred Mendes, Margie Mitchell, Linda Nelson, Pam Pellerite, Lindsey Pendleton, Carol Redden, Julie Sabbatini, Norman Santos, Arthur Silva, Jim Wallace, Carolyn Wight, Jane Wilmes, Stanley Znoj, Joy Allyn, Tyler Berding, Bob Boese, Susan Campbell, Marlene Candia, Sandra Clark, Larry Dalrymple, Martha Davies, Rose Esparza, Lorraine Fruzetti, Ricky Garfinkle, Marian Gilmore, Jack Hasund, Carol Hedding, Allen Jackson, George LaFlamme, Trudy LaFlamme, Peggy MacIntosh, Denis McElvogue, Ellen Mello, Nancy Obert, Carol Otto, Bob Painter, Bonnie Randall, Leroy Randalls, Bob Roventini, Sally Schlemmer, Bruce Shephard, Bob Sherriff, Kathy Simpson, Delores Sinclair, Gary Soulages, Fred Stewart, and Wendy Wehn.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to 29 members of Santa Clara County Farm Bureau.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert F. Barker and Robert Lowenstein of the U. S. Atomic Energy Commission, Washington, D. C.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA
DEPARTMENT OF WATER RESOURCES
STATE WATER BOARD
May 6, 1957

*Mr. J. A. Beek, Secretary of the Senate
State Capitol, Sacramento, California*

DEAR MR. BEEK: Transmitted herewith for your information is a statement unanimously adopted by the State Water Board at its meeting held May 3, 1957.

This statement sets forth the position of the board with regard to the constitutional amendments pending before the Legislature relating to water and kindred matters.

It is respectfully requested that the attached statement from the board be included in the Journal of the Senate proceedings.

Very truly yours,

CLAIR A. HILL, Chairman
By SAM R. LEEDOM,
Administrative Assistant

Enclosure

STATEMENT OF THE STATE WATER BOARD IN REGARD TO
PRESENT PROBLEMS RELATING TO WATER

To the Members of the California State Legislature

GENTLEMEN: Up until this time the State Water Board has refrained from making any recommendations with regard to a constitutional amendment designed to alleviate the problem of water distribution in the areas of surplus and in the areas of deficiency. However, because there are a number of such proposed constitutional amendments, all aimed at the same objectives, it is believed that a recommendation from this board may be of assistance to the Legislature.

The State Water Resources Board was created in 1945. Last year it became the State Water Board. By legislative direction the original State Water Plan of 1931 has been brought up to date. This new plan, called The California Water Plan, will be before the Legislature in the next 30 days in the final form and outlines the physical works to conserve and develop the State's water resources for present needs, and plan as far as humanly possible into the future. The board has been assured by the engineers of the Department of Water Resources that this plan is a blueprint for development of our water resources sufficient to take care of the water needs of all areas of the State.

Some \$18,000,000 of state funds have been appropriated over the past 10 years to develop this plan. In the meantime the State of California has had an unparalleled growth in its agricultural, industrial, and urban areas. The Legislature is well aware of the many problems which this growth has caused. We have spent billions on highways, schools, and other state facilities, but the development of our water resource facilities has in nowise kept apace with increasing demands.

In The California Water Plan we now have the outline for solving our water problems. There remains, however, a major roadblock.

Primarily this roadblock is the lack of a clear, concise, and equitable legislative policy setting forth the water rights of the areas of surplus, and provisions by which areas of deficiency may obtain firm contract rights to the water which will be exported to them under The California Water Plan.

There are before the Legislature a number of proposed constitutional amendments, each of which has merit. In addition, the Lawyers' Committee, appointed by Governor Knight, has just submitted a new draft of a proposed constitutional amendment which substantially covers all of the points at issue. These proposals all have a common purpose. Our board believes that a solution of this problem is possible and is absolutely essential at this session of the Legislature if we are to move out of the present water stalemate.

Much of the problem, so far as the areas of origin are concerned, can be resolved within the framework of the state filing procedure, now set forth in the Water Code, provided it is given a firm constitutional basis; and provided further, that the reservations which are to be made for the areas of origin are to be good as against all parties, not alone against the assignees of state filings.

We want to again emphasize that the construction of water control and development projects are the only final answer. A continuing program of headwater storage construction in the Sacramento Valley and of storage development in the north coastal area for local use and import to the Sacramento Valley is the only means by which there can be assurance of a continuing supply available for export from the delta to the San Francisco Bay area, to the central coastal area, to the San Joaquin Valley, and to Southern California.

Such a program, too, is the only means, in our opinion, by which the exporters can acquire the rights they must have without ultimately impairing the water supply for the Sacramento Valley. Already objections have been raised by Sacramento Valley and delta interests to further diversions of unregulated flow from the delta by the U. S. Bureau of Reclamation.

It is significant that the East Bay Municipal Utility District has been stopped, at least temporarily, in its plans for further development of the Mokelumne River by court action brought by the Counties of Amador and Calaveras—the areas of origin. It can be anticipated that there will be other actions like this until areas of origin can be assured of adequate reservations and that when projects for their needs are necessary they can be built.

We cannot emphasize too strongly that unless a solution to this basic problem is formulated and adopted by the Legislature at *this session*, and a continuing progressive program of water development adopted and implemented, we have reached the point of stagnation of water development in California by *any* agency, federal, state, or local.

We therefore recommend:

(a) That the Legislature agree upon a constitutional amendment to be submitted to the voters, and upon statutes where necessary, that will remove the indefiniteness and uncertainties in the present water law and assure fairness to both areas of origin and areas of deficiency.

(b) That the Legislature take steps to create a Water Development Fund along the lines recommended by the Governor and his committee of lawyers.

(c) That the Legislature make a policy declaration that the State has a continuing responsibility, to be exercised in cooperation with other water developing agencies, to assure that the water needs of all

areas of the State will be met when and where they occur and as projects to satisfy them are found feasible.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 7, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 47
 Assembly Bill No. 494
 Assembly Bill No. 1056
 Assembly Bill No. 1328
 Assembly Bill No. 1329
 Assembly Bill No. 1330
 Assembly Bill No. 1367
 Assembly Bill No. 1951
 Assembly Bill No. 1969
 Assembly Bill No. 2036
 Assembly Bill No. 2037
 Assembly Bill No. 2058
 Assembly Bill No. 2070
 Assembly Bill No. 2072
 Assembly Bill No. 2075
 Assembly Bill No. 2082

Assembly Bill No. 2083
 Assembly Bill No. 2085
 Assembly Bill No. 2087
 Assembly Bill No. 2090
 Assembly Bill No. 2098
 Assembly Bill No. 2102
 Assembly Bill No. 2224
 Assembly Bill No. 2237
 Assembly Bill No. 2517
 Assembly Bill No. 2833
 Assembly Bill No. 3317
 Assembly Bill No. 3318
 Assembly Bill No. 3350
 Assembly Bill No. 3422
 Assembly Bill No. 3869

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
 By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 47—An act to amend Sections 6827, 6829.1, 6830, 6834, 6871.4, and 6873.2 of the Public Resources Code, relating to oil, gas and mineral leases of state lands.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 494—An act to add Article 7 (commencing at Section 5080) to Chapter 1 of Division 5 of the Public Resources Code, relating to roadside rests for incidental use by the traveling public upon state highways.

Referred to Committee on Transportation.

Assembly Bill No. 1056—An act to amend Section 18355 and add Section 18370 to the Health and Safety Code, relating to plumbing and electrical equipment in trailer coaches.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1328—An act to amend Section 25254 of the Government Code, relating to the preparation and printing of reports.

Referred to Committee on Local Government:

Assembly Bill No. 1329—An act to amend Section 29712 of the Government Code, relating to submission and payment of claims.

Referred to Committee on Local Government.

Assembly Bill No. 1330—An act to amend Section 25904 of the Government Code, relating to a special tax levy to provide funds for fairs and expositions.

Referred to Committee on Local Government.

Assembly Bill No. 1367—An act to amend Sections 19538.2 and 19556 of the Business and Professions Code, relating to horse racing.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1951—An act to amend Section 23788 of, and to add Section 23788.5 to, the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1969—An act to amend Sections 1005.1, 1005.2, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1058, 1059, 1075, 1080, 1081, 1082, 1083, 1086, 1090, 1091, 1092, 1093, 1094, 1096, 1100, 1105, 1106, 1250, 1251, 1252, 1253, 1254, 1255, 1256, 1257, 1261, 1270, 1271, 1300, 1301, 1302, 1303, 1304, 1311, 1321, 1330, 1331, 1341, 1350, 1351, 1360, 1361, 1362, 1363, 1375, 1380, 1396, 1397, 1398, 1410, 1411, 1450, 1456, 1462, 1464, 1475, 1480, 1525, 1527, 1546, 1547, 1550, 1600, 1605, 1610, 1611, 1615, 1618, 1625, 1650, 1651, 1675, 1676, 1701, 1702, 1703, 1704, 1705, 1752, 1775, 1776, 1781, 1800, 2000, 2001, 2010, 2011, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2040, 2041, 2042, 2043, 2044, 2047, 2049, 2050, 2075, 2076, 2501, 2525, 2526, 2550, 2551, 2552, 2554, 2575, 2577, 2578, 2600, 2601, 2603, 2604, 2625, 2626, 2627, 2629, 2650, 2651, 2655, 2657, 2658, 2659, 2700, 2701, 2702, 2725, 2750, 2751, 2752, 2753, 2754, 2755, 2759, 2762, 2767, 2771, 2772, 2800, 2801, 2802, 2810, 2811, 2816, 2817, 2825, 2826, 2850, 2851, 2852, 2853, 2857, 2860, 2862, 2863, 2864, 2865, 2900, 4332, 4333, 4359, 4360, 5000, 5001, 5002, 5003, 5004, 5006, 5007, 7045, 7076, 8300, 8360, 8361, 8362, 8373, 8400, 8550, 8685, 8686, 8687, 8688, 8689, 8692, 8693, 8694, 10000, 10500, 10504, 10505, 10506, 11107, 11127, 11131, 11138, 11139, 11140, 11141, 11155, 11156, 11160, 11209, 11216, 11220, 11227, 11231, 11236, 11237, 11241, 11251, 11260, 11290, 11295, 11419, 11451, 11452, 11454, 11455, 11460, 11461, 11462, 11463, 11464, 11465, 11500, 11551, 11552, 11554, 11555, 11560, 11565, 11567, 11575, 11577, 11580, 11581, 11582, 11583, 11584, 11586, 11587, 11590, 11591, 11592, 11595, 11625, 11626, 11627, 11628, 11650, 11651, 11654, 11655, 11656, 11661, 11663, 11664, 11670, 11671, 11700, 11701, 11705, 11706, 11707, 11708, 11710, 11711, 11712, 11713, 11714, 11730, 11731, 11733, 11735, 11736, 11737, 11739, 11750, 11752, 11754, 11762, 11781, 11800, 11803, 11805, 11806, 11813, 11816, 11820, 11831, 11841, 11842, 11850, 11851, 11853, 11854, 11855, 12585, 12586, 12601, 12602, 12603, 12604, 12605, 12606, 12608, 12609, 12610, 12611, 12612, 12616, 12617, 12618, 12619, 12620, 12621, 12622, 12623, 12624, 12626, 12627, 12628, 12629, 12630, 12631, 12632, 12653, 12663, 12673, 12679, 12698, 12701, 12704, 12801, 12803, 12825, 12827, 12828, 12829, 12830, 12867, 12868, 12870, 12871, 12872, 12873, 12874, 12875, 13040, 20625, 20627, 20820, 20981, 23456, 23460, 31006, 32653, 32670, 32671, 32672, 32690, 32715, 39463, 60060, 60096, and the titles of Article 2 of Chapter 2 of Division 1, Chapter 2 of Part 2 of Division 5, Article 2 of Chapter 3 of Part 2 of Division 5, Article 5 of Chapter 3 of Part 4 of Division 5, Division 6, Part 1 of Division 6, Part 2 of Division 6, Chapter 3 of Part 3 of Division 6, Chapter 5 of Part 3 of Division 6, Article 4 of Chapter 1 of Part 6 of Division 6, Article 2 of Chapter 3 of Part 8 of Division 12, Chapter 4 of Part 1 of Division 14, Article 4 of Chapter 1 of Part 5 of Division 14, Article 1 of Chapter 2 of Part 5 of Division 14, and Article 1 of Chapter 3 of Part 5 of Division 14 of, to amend and

renumber Sections 150, 153, 157 and 186 of, to renumber Sections 151, 152, 155, 156, 158, 185, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, and the titles of Articles 6 and 7 of Chapter 1 of Part 3 of Division 6, and Articles 2, 3, and 4 of Chapter 3 of Part 3 of Division 6 of, to add Sections 124, 130, 131, 132, 134, 135, 136, 137, 138, 139, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 188, 1003.5, 8562.5, 8698, and 8732.5 to, and to add the title to Article 3 of Chapter 2 of Division 1 of, and to repeal Sections 154, 159, 1009, 1241.5, 6001, 6050, 6051, 8395, 8598, 8699, 11161, 11410, 11411, 11412, 11413, 11414, 11415, 11416, 11417, 11418, 11702, 12572, 12591, 12592, 12593, 12594, 12595, 12596, 12597, 12598, 12599, 12600, 12607, 12852, 20544, 20545, 39029, 60027, 60028, and Article 5 of Chapter 1 of Part 3 of Division 6, Article 1 of Chapter 3 of Part 3 of Division 6, and Article 2 of Chapter 4 of Part 1 of Division 14 of, the Water Code, to amend Sections 4001, 6103.1, 11941, 11501, 11551, 11555.5, 12940, 13370, 14005, 14033, 14150, 14255, 14314, 14316, 14351, 14370, 14371 and 14377 of, to add Sections 14155, and 14254.5 to, and to repeal Sections 14034, 14035, and 14036 of, the Government Code, to amend Sections 520.5, 526.5, 537, 538, 541, and 552 of the Fish and Game Code, to amend Sections 1773.6 and 1773.7 of the Labor Code, to amend Sections 6327, 8003, 8011, 8012, 8013, 8014, 8014.5, 8015, 8016, 8017, 8018, 8019, 8020, 8021, 8022, 8025, 8832, and 8833 of, and to add Section 8001 to, the Public Resources Code, to amend Section 16 of the San Diego County Flood Control District Act (Chapter 1372, Statutes of 1945), to amend Sections 1 to 5, inclusive, of Chapter 1394 of the Statutes of 1949, to amend Section 32 of the Yolo County Flood Control and Water Conservation District Act (Chapter 1657, Statutes of 1951), and to amend Section 42 of the Kings River Conservation District Act (Chapter 931, Statutes of 1951), relating to the water resources of the State and the administration thereof.

Referred to Committee on Water Resources.

Assembly Bill No. 2036—An act to add Section 23078 to the Business and Professions Code, relating to proceedings of the Alcoholic Beverage Control Appeals Board.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2037—An act to add Sections 7.1 and 7.2 to the Construction and Employment Act (Chapter 20 of the Statutes of 1946, First Extraordinary Session), relating to proceedings of the State Allocation Board.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2058—An act to add Sections 4008.5 and 4013 to the Business and Professions Code, relating to proceedings of the California State Board of Pharmacy.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2070—An act to add Sections 506.1 and 506.2 to the Public Resources Code, relating to proceedings of the State Park Commission.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2072—An act to add Sections 3414.1 and 3414.2 to the Public Resources Code, relating to proceedings of the Board of Review, Correction, and Equalization for oil and gas assessments.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2075—An act to add Sections 20494 and 20495 to the Education Code, relating to proceedings of the board of examiners for vocational teachers.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2082—An act to add Sections 76 and 77 to the Labor Code, relating to proceedings of the Commission of Housing.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2083—An act to add Sections 71.1 and 71.2 to the Labor Code, relating to proceedings of the Industrial Welfare Commission.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2085—An act to add Section 15625 to the Government Code, relating to proceedings of the State Board of Equalization.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2087—An act to add Sections 15486 and 15487 to the Government Code, relating to proceedings of the Board of Investment.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2090—An act to add Section 50847 to the Government Code, relating to proceedings of the Board of Firemen's Pension Fund Commissioners and the Board of Police Pension Fund Commissioners.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2098—An act to add Sections 505.1 and 505.2 to the Public Resources Code, relating to proceedings of the State Board of Forestry.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2102—An act to add Sections 205.6 and 205.7 to the Agricultural Code, relating to proceedings of the State Livestock Sanitary Committee.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2224—An act to amend Sections 6400, 6401, 6402 and 6420 of the Streets and Highways Code, relating to local assessment bonds.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2237—An act to amend Sections 6827, 6830, 6834, and 6873.2 of the Public Resources Code, relating to oil, gas, and mineral leases of state lands.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2517—An act to add Sections 24206, 24207 and 24208 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2833—An act to amend Sections 734, 736, and 738 of the Fish and Game Code and Sections 8375, 8377, 8379 of the Fish and Game Code as proposed by Assembly Bill. No. 616, relating to fish.

Referred to Committee on Fish and Game.

Assembly Bill No. 3317—An act to add Section 23104.2 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3318—An act to amend Section 23104 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3350—An act to amend Section 1197.5 of the Labor Code, relating to labor.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3422—An act to add Section 6534.7 to the Business and Professions Code, relating to barber colleges.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3869—An act to amend Sections 6827, 6829.1, 6830, 6834, 6871.4 and 6873.2 of the Public Resources Code, relating to oil, gas and mineral leases of state lands.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 6, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 992

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 992—An act to amend Section 69895 of the Government Code, relating to the secretary and assistant secretaries of the superior court in counties having a population of less than 2,000,000 but more than 750,000.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 76	Senate Bill No. 1591
Senate Bill No. 596	Senate Bill No. 1596
Senate Bill No. 1133	Senate Bill No. 1744
Senate Bill No. 1562	Senate Bill No. 1844

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1232	Senate Concurrent Resolution No. 114
Senate Joint Resolution No. 34	Senate Concurrent Resolution No. 115
Senate Joint Resolution No. 36	Senate Concurrent Resolution No. 116

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 961

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 242	Senate Bill No. 2115
Senate Bill No. 279	Senate Bill No. 2509
Senate Bill No. 1588	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1200
Senate Bill No. 2007
Senate Bill No. 2039

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 73	Senate Bill No. 1774
Senate Bill No. 74	Senate Bill No. 2176
Senate Bill No. 303	Senate Bill No. 2228
Senate Bill No. 387	Senate Bill No. 2661
Senate Bill No. 925	

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 103—Relative to Clay Carr, international all-around champion cowboy;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the seventh day of May, 1957, at 4 p.m.

BURNS, Chairman

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 1603

Assembly Bill No. 884

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BUSCH, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 1397

Assembly Bill No. 1880

Senate Bill No. 1689

Assembly Bill No. 1881

Senate Bill No. 2551

Assembly Bill No. 1866

Senate Bill No. 878

Assembly Bill No. 2680

Assembly Bill No. 1447

Assembly Bill No. 2900

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BUSCH, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 1053

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

BUSCH, Vice Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 36

Senate Bill No. 1989

Senate Bill No. 570

Senate Bill No. 2657

Senate Bill No. 881

Senate Bill No. 2663

Senate Bill No. 932

Assembly Bill No. 41

Senate Bill No. 1049

Assembly Bill No. 1615

Senate Bill No. 1050

Assembly Bill No. 1759

Senate Bill No. 1052

Assembly Bill No. 1861

Senate Bill No. 1604

Assembly Bill No. 2786

Senate Bill No. 1625

Assembly Bill No. 3235

Senate Bill No. 1651

Assembly Constitutional Amendment No. 16

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be adopted.

BUSCH, Vice Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to third reading.

Committee on Labor

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Labor, to which were referred:

Senate Bill No. 1955

Assembly Bill No. 2614

Senate Bill No. 1002

Assembly Bill No. 780

Assembly Bill No. 746

Assembly Bill No. 599

Assembly Bill No. 1985

Assembly Bill No. 4123

Assembly Bill No. 1663

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MONTGOMERY, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 54	Assembly Bill No. 1137
Senate Bill No. 685	Assembly Bill No. 1141
Senate Bill No. 1151	Assembly Bill No. 1216
Senate Bill No. 1170	Assembly Bill No. 1606
Senate Bill No. 1460	Assembly Bill No. 1620
Senate Bill No. 2060	Assembly Bill No. 1799
Senate Constitutional Amendment No. 21	Assembly Bill No. 1802
Senate Constitutional Amendment No. 37	Assembly Bill No. 1803
Senate Concurrent Resolution No. 91	Assembly Bill No. 2111
Assembly Bill No. 1132	Assembly Bill No. 2190
Assembly Bill No. 1134	Assembly Concurrent Resolution No. 13
Assembly Bill No. 1136	

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be adopted.

COLLIER, Chairman

Above reported bills ordered to second reading.

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 799
Senate Bill No. 2276
Assembly Bill No. 3256

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 6, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 580

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BUSCH, Vice Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: Your Committee on Local Government, to which were referred:

Senate Bill No. 769	Assembly Bill No. 2154
Senate Bill No. 770	Assembly Bill No. 3227
Senate Bill No. 771	

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 1357

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Water Resources.

GIBSON, Chairman

Above reported bill re-referred to Committee on Water Resources.

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Assembly Bill No. 1561	Assembly Bill No. 2714
Assembly Bill No. 1764	Assembly Bill No. 2718
Assembly Bill No. 1766	Assembly Bill No. 2698
Assembly Bill No. 2132	Assembly Bill No. 2806
Assembly Bill No. 2415	Assembly Bill No. 2851
Assembly Bill No. 2523	Assembly Bill No. 2929
Assembly Bill No. 2615	Assembly Bill No. 3005
Assembly Bill No. 2617	Assembly Bill No. 3957

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 2662	Assembly Bill No. 862
Assembly Bill No. 122	Assembly Bill No. 994
Assembly Bill No. 346	Assembly Bill No. 1047
Assembly Bill No. 355	Assembly Bill No. 1158
Assembly Bill No. 356	Assembly Bill No. 1160
Assembly Bill No. 525	Assembly Bill No. 1233
Assembly Bill No. 609	Assembly Bill No. 1278
Assembly Bill No. 781	Assembly Bill No. 1548
Assembly Bill No. 860	

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which were referred:

Senate Bill No. 92
Senate Bill No. 1938
Assembly Bill No. 679

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DORSEY, Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which were referred:

Senate Bill No. 1792
Assembly Bill No. 198
Assembly Bill No. 1450

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DORSEY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which were referred:

Senate Bill No. 2388
Assembly Bill No. 748

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DORSEY, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 545

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

REQUEST FOR UNANIMOUS CONSENT

Senator Burns asked for, and was granted, unanimous consent to take up Senate Bill No. 545, at this time, for consideration.

CONSIDERATION OF SENATE BILL NO. 545

Senate Bill No. 545—An act making an appropriation to pay the expenses of Members of the Senate, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

LETTER OF TRANSMITTAL

CALIFORNIA LEGISLATURE
SENATE INTERIM COMMITTEE ON PUBLIC LANDS
SACRAMENTO, CALIFORNIA, May 6, 1957

*Hon. Harold J. Powers, President
and Members of the Senate*

GENTLEMEN: The Senate Interim Committee on Public Lands submits herewith a report on Public Lands and Resource Development pursuant to the provisions of Senate Resolution No. 159 adopted June 8, 1955. This is the fourth report on public lands submitted by this committee since its first authorization in 1949.

Previous reports of this committee have discussed the extent of federal land ownership, forestry problems, and problems of state-owned lands. The emphasis of the discussion and analysis included in the current report is on the relationship of public land ownership and resource developments. This report emphasizes the need for more and immediate research and analysis of the urgent need for watershed management and greater utilization of the natural resources of this State.

Respectfully submitted,

EDWIN J. REGAN, Chairman

HAROLD T. JOHNSON, Vice Chairman

JAMES E. CUNNINGHAM, SR.

FRED S. FARR

LOUIS G. SUTTON

Letter of transmittal ordered printed in the Journal.

Report ordered printed in the Appendix to the Journal.

MOTION TO PRINT REPORT

Senator Regan moved that 1,000 additional copies of the report submitted by the Senate Interim Committee on Public Lands, be printed for distribution.

Motion carried.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****Consideration of Assembly Amendments**

Senate Bill No. 169—An act to amend Sections 3, 18, 19 and 22 and to repeal Section 21 of the San Benito County Water Conservation and Flood Control District Act (Chapter 1598 of the Statutes of 1953), relating to the San Benito County Water Conservation and Flood Control District, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 169?

Amendment No. 1

On page 5, line 30, of the printed bill, as amended in Senate January 15, 1957, strike out "Either or both", and insert "One".

Amendment No. 2

On page 5, between lines 40 and 41, insert

"Before selling the bonds, or any part thereof, the board shall give notice not less than 10 days prior to the date of sale by publication in a newspaper of general circulation circulating in the district inviting sealed bids in such manner as the board shall prescribe. If satisfactory bids are received, the bonds offered for sale shall be awarded to the highest responsible bidder. If no bids are received, or if the board determines that the bids received are not satisfactory as to price or responsibility of the bidders, the board may reject all bids received, if any, and either readvertise or sell the bonds at private sale."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 169 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Short, Sutton, Thompson, and Williams—29.
NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 157—An act to amend Section 7707 of, and to add Section 7713.1 to, the Education Code, relating to school district public works.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 439—An act to amend Section 1506 of the Penal Code, relating to the right of appeal of the people in habeas corpus cases.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 493—An act making an appropriation in augmentation of the appropriation in Item 146 of the Budget Act of 1956 for support of Department of Justice in connection with legal services rendered the Colorado River Board of California, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Concurrent Resolution No. 107—Relative to location of State Highway Route 212.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

On page 2, line 19, of the printed resolution, strike out "an immediate", and insert "a".

Amendment No. 2

On page 2, between lines 26 and 27, insert

"Resolved, That the Department of Public Works shall report the results of its study to the Legislature at its regular session in 1958; and be it further".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Resolution No. 117—Relative to augmenting funds of the Senate Interim Committee on Judiciary.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In the third line of the draft of the resolution, strike out "one thousand two hundred fifty dollars (\$1,250)", and insert "two thousand dollars (\$2,000)".

Amendment read, and adopted.

Resolution ordered amended and to third reading.

Motion to Be Excused

Senator Kraft moved that he be excused to attend an Assembly committee.

Motion carried.

Motion to Be Excused

Senator Murdy moved that he be excused to attend an Assembly committee.

Motion carried.

THIRD READING OF SENATE BILLS

Senate Bill No. 1995—An act relating to the planning, financing, construction and operation of the facilities of the San Luis Project which may be used jointly by the State and the United States, and making an appropriation therefor, and declaring the urgency thereof to take effect immediately.

Bill read third time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 4 of the printed bill, as amended in the Senate April 23, 1957, between lines 13 and 14, insert

"11514. In the operation of the San Luis Project, the San Luis Unit, or any joint-use facilities of such unit or project, by the United States or the State, diversions from Sacramento-San Joaquin Delta sources of water for storage at San Luis reservoir shall not be made except when the residual surface out-flow from the Sacramento-San Joaquin Delta is adequate to prevent the intrusion of ocean salinity at the town of Collinsville on the Sacramento River, and the Director of Water Resources shall continue the work of the Sacramento-San Joaquin Water Supervision Service now under way to maintain continuing records of the source, extent, and occurrence of salinity throughout the Sacramento-San Joaquin Delta. Nothing herein contained is intended to nor shall it be construed as a modification or repeal of Sections 11460 and 11463 of this code."

Amendment No. 2

On page 4, line 14, strike out "11514", and insert "11515".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2228—An act to amend Sections 74702 and 74703 of the Government Code, relating to the municipal court established in Santa Rosa Judicial District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Motion to Be Excused

Senator Erhart moved that he be excused to attend an Assembly committee.

Motion carried.

Motion to Be Excused

Senator Richards moved that he be excused to attend an Assembly committee.

Motion carried.

Senate Bill No. 73—An act to amend Section 28120 of the Government Code, relating to compensation for public service in counties of the twentieth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Short, Sutton, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 79—An act to amend Section 13.2 of the Sonoma County Flood Control and Water Conservation District Act (Stats. 1949, Ch. 994), relating to the Sonoma County Flood Control and Water Conservation District.

Bill read third time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 25, 1957, after "Sections", strike out "3,".

Amendment No. 2

In line 1 of the title, after "of", insert "and to add Section 3.5 to,".

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 3.5 is added to the Sonoma County Flood Control and Water Conservation District Act, to read:

SEC. 3.5. The board of directors of the district shall have the power to adopt ordinances, resolutions, and other legislative acts, as provided in Section 7, and in addition to the power to enter into contracts for and on behalf of the district, as provided in Section 3 of this act, shall have the power to make and enter into contracts for and on behalf of any zone created under and in accordance with the

provisions of this act with the United States, the State of California, any political subdivision, county, municipality, district, agency or mandatory of the State of California or of the United States and any department, board, bureau or commission of the State of California or the United States or any person, firm, association or corporation, jointly or severally, for the acquisition of property or rights or the construction, maintenance and operation in whole or in part of any or all works and improvements provided in this act."

Amendment No. 4

On page 1, strike out lines 2 to 25, inclusive; strike out pages 2 to 4, inclusive; and on page 5, strike out lines 1 to 33, inclusive.

Amendment No. 5

On page 6, strike out lines 23 to 25, inclusive, and insert ". A zone including all or any part of an existing zone may be created and exist without destruction of such existing zone, except that the aggregate zone tax on such land included within two or more zones shall not exceed 25 cents (\$.25) on each one hundred dollars (\$100) of assessed valuation, exclusive of any tax to pay principal and interest on bonded indebtedness of a zone, if protested at the time of creation by more than 50 percent of the owners of land within the area of the existing zone as shown on the last equalized assessment roll of the county."

Amendment No. 6

On page 7, lines 4 and 5, strike out "assessed valuation of all real property", and insert "owners of land".

Amendment No. 7

On page 8, line 5, strike out "as".

Amendment No. 8

On page 8, line 47, after "development", insert a comma.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 74—An act to amend Section 69891.5 of the Government Code, relating to the compensation of the superior court attaches.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Short, Sutton, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1517—An act to free certain state lands from the public trust for navigation, commerce, and fisheries, and to empower the State Lands Commission to sell such lands.

Bill read third time.

Motion to Amend

Senator John F. McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill as amended in Senate May 1, 1957, strike out lines 18 to 26, inclusive.

Amendment No. 2

On page 2, line 27, strike out "3", and insert "2".

Amendment No. 3

On page 2, line 29, strike out "4", and insert "3".

Amendment No. 4

On page 2, line 33, strike out "4", and insert "3".

Amendment No. 5

On page 2, line 34, strike out "3", and insert "2".

Amendment No. 6

On page 3, strike out lines 6 to 15, inclusive, and insert

"Sec. 4. The State Lands Commission is authorized to sell, for value, and upon such terms and conditions and with such reservations and exceptions as in its opinion may be for the best interests of the State, all right, title, and interest of the State of California in and to the lands described in Sections 1 and 2 of this act, and upon payment to the commission of the consideration for the sale of such lands, a patent shall issue to the purchasers in the manner and with the effect provided in Sections 7729 and 7730 of the Public Resources Code."

Amendment No. 7

On page 3, line 16, strike out "6", and insert "5".

Amendment No. 8

On page 3, line 17, strike out "3", and insert "2".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1541—An act to add Section 1696.4 to the Labor Code, relating to farm labor contractors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Colbey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Richards, Short, Thompson, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 387—An act to repeal Section 75061 of, and to add Sections 75060.5, 75060.6 and 75104.5 to, the Government Code, relating to the retirement of judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Colbey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Richards, Short, Sutton, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 2176—An act to amend Section 23954.5 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Busch, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John P. McCarthy, Robert I. McCarthy, Richards, Short, Thompson, and Williams—22.
NOES—Senators Berry, Brown, Cunningham, McBride, Montgomery, and Sutton—6.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2653—An act making an appropriation for the study, acquisition, development, and interpretation of the historic Santa Barbara Presidio.

Bill read third time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 5 of the title of the printed bill, as amended in Senate April 30, 1957, after "system", insert "and providing for donations for such park".

Amendment No. 2

On page 1, after line 13, insert

"If the division determines the Santa Barbara Presidio is feasible, it may accept on behalf of the State of California donations of any real property which falls within the original boundaries of the Royal Presidio of Santa Barbara. In the event that the State of California fails to appropriate funds and to do all work therefor as may be reasonably required to complete the acquisition, development, and interpretation of the historic Santa Barbara Presidio as a State Park within a period of 10 years from the effective date of this act, the division shall then reconvey to the donors or their heirs or estates any real property which has been donated to the State for such purposes at no expense to the State of California."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1774—An act to add Sections 5.1, 5.2, 5.3, 5.4, 5.5, 5.6, 13.5, 15 and 16 to, and to amend Sections 5 and 12 of, Chapter 124 of the Statutes of 1955, relating to the holding of winter Olympic games in California, providing for the disposition of facilities after completion of said games, making an appropriation therefor and authorizing eminent domain, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 1774:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 1, 1957

*To the Honorable Members of the Senate
Sacramento, California*

GENTLEMEN:

Senate Bill No. 1774, "An act to add Sections 5.1, 5.2, 5.3, 5.4, 5.5, 5.6, 13.5, 15, and 16 to, and to amend Sections 5 and 12 of, Chapter 124 of the Statutes of 1955, relating to the holding of winter Olympic games in California, providing for the disposition of facilities after completion of said games, making an appropriation therefor and authorizing eminent domain, declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

This bill appropriates \$2,990,000 from the State Park Fund to the California Olympic Commission in augmentation of Item 413 of the Budget Act of 1956 for the construction of facilities in Squaw Valley, California, for the holding of the 1960 Winter Olympic Games. These facilities are also to be permanent in nature with the intention that the site will become a part of the State Park System after the games. In order to stage these games in 1960, it is required that the facilities be tested under actual competitive conditions during the winter before the holding of the games. Because of the extremely short period each summer during which construction work can be performed in this area, it is necessary that the actual construction of these facilities be commenced by June 20, 1957, and the construction

contracts must be awarded in advance of that date. For these reasons, the funds provided by this bill should be made immediately available.

I therefore recommend consideration of Senate Bill No. 1774 as an emergency measure.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—Senators Hollister and Murdy—2.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Short, Sutton, Thompson, and Williams—29.

NOES—Senators Hollister and Murdy—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1233—An act to amend Section 33566 of the Health and Safety Code, relating to community redevelopment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Richards, Short, Sutton, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1234—An act to add Section 33270.1 to the Health and Safety Code, relating to community redevelopment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator John F. McCarthy Presiding

At 4.38 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Senate Bill No. 76—An act to add Section 1103.15 to the Agricultural Code, relating to eggs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Erhart, Farr, Gibson,

Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1844—An act to amend Section 4273 of the Agricultural Code, relating to stabilization and marketing plans for fluid milk and fluid cream.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1133—An act to amend Section 2137.1 of the Business and Professions Code, relating to persons authorized to practice medicine in state institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1562—An act to add Sections 7096, 7097, and 7098 to the Business and Professions Code, relating to contractors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Short, Sutton, Thompson, and Williams—28.

NOES—Senator Beard—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1591—An act to amend Sections 16, 254, 261, 262, 324, 333.3, 333.4, 351.2, 359.2, 380.50, 617, 747.1, 762.8, 782, 841, 892, 917.5, 1012.6, 1082, 1106.1, 1232, 1248, 1260.1, 2649, and 3149 of the Agricultural Code, and to add Section 16.1 to, and to repeal Section 896 of, the Agricultural Code, and to amend Sections 12027 and 12107 of the Business and Professions Code, relating to regulations of state agencies.

Bill read third time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 11, of the printed bill, after "4", insert "(commencing at Section 11370)".

Amendment No. 2

On page 2, line 30, after "4", insert "(commencing at Section 11370)".

Amendment No. 3

On page 5, line 26, after "4", insert "(commencing at Section 11370)".

Amendment No. 4

On page 6, line 42, strike out the first "are", and insert "as".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1596—An act to amend Sections 10080 and 11001 of the Business and Professions Code, relating to regulations of state agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Richards, Short, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 279—An act to add Sections 7554 and 7555.1 to the Business and Professions Code, relating to private investigators and adjusters.

Bill read third time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 6, 1957, strike out "7555.1", and insert "7551.5".

Amendment No. 2

On page 2, line 1, strike out "7555.1", and insert "7551.5".

Amendment No. 3

On page 2, line 2, strike out "7555.1", and insert "7551.5".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1588—An act to amend Sections 1614, 2119, 2558, 2630, 2715, 2736, 2854, 2882, 3025, 4808, 4849, 5015, 5021, 5022, 5526, 5630, 6716, 6717, 6754, 7008, 7059, 7084, 7606, 8525, 8560, 8710, 8745, 9533, 9630, 18624, and 18682 of; and to add Sections 4008.1 and 6751.5 to, the Business and Professions Code, relating to regulations of state agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Richards, Short, Sutton, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2007—An act to amend Section 4416 of, and to add Section 4008.5 to, the Business and Professions Code, relating to pharmacy.

Bill read third time.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Kraft moved a call of the Senate.

Motion carried. Time, 4.58 p.m.

The President directed the Sergeant-at-Arms to close doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 2039—An act to add Section 4394 to the Business and Professions Code, relating to pharmacy.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Busch, Christensen, Cobey, Collier, Coombs, Desmond, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, and Short—15.

NOES—Senators Dilworth, Dolwig, Donnelly, Dorsey, McBride, Montgomery, Murdy, Sutton, and Williams—9.

Senate Bill No. 2115—An act to amend Section 17402 of the Revenue and Taxation Code, relating to personal income taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 114—Relative to pollution of San Francisco Bay.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Joint Resolution No. 34—Relative to release of public lands for homesteading.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey,

Erhart, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Short, Sutton, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Joint Resolution No. 36—Relative to pollution of San Francisco Bay.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Short, Sutton, Thompson, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Resolution No. 111

Relative to augmenting the funds of the Senate Interim Committee on California Indian Affairs

Resolved by the Senate of the State of California, That in addition to any money heretofore made available, the sum of one thousand dollars (\$1,000), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Senate for the expenses of the Senate Interim Committee on California Indian Affairs (created by Senate Resolution No. 124, 1955 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Short, Sutton, Thompson, and Williams—33.

NOES—None.

Senate Resolution No. 120

Relative to requesting the Regents of the University of California to study the feasibility of establishing a campus of the university on the Monterey Peninsula.

WHEREAS, It has become apparent from enrollment projections prepared by the State Department of Finance and from estimates made by other agencies, including the Joint Staff for the Liaison Committee of the State Board of Education and the Regents of the University of California (the report of which was recently submitted to the Legislature), that unprecedented increases in enrollment should be expected shortly by the University of California; and

WHEREAS, The establishment of new university campuses appears to be the most equitable method of meeting the evident need for additional university facilities, by locating such facilities nearer to new major sources of students; and

WHEREAS, There are adequate and convenient sites on the Monterey Peninsula that are available for a campus that would serve the South Central California Coast Section and are sufficiently distant from the university campus in Berkeley to serve an area where its services would not be immediately conflicting with those of the Berkeley campus; and

WHEREAS, The cultural environment on the Monterey Peninsula is particularly conducive to institutions of higher learning as evidenced by the location at Monterey of the United States Naval Post Graduate School of Engineering, the United States Army Language School, and the residence on said peninsula of many refined educational leaders from throughout the United States and Europe; now, therefore, be it

Resolved by the Senate of the State of California, That the Regents of the University of California are requested to have suitable studies made of the feasibility and appropriateness of establishing a new campus of the university on the Monterey Peninsula, including estimates of the cost involved and recommendations to the

Legislature thereon, such recommendations to be presented at the convening of the next regular session of the Legislature in 1958; and be it further

Resolved, That a copy of this resolution be transmitted to the Regents of the University of California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Short, Sutton, Thompson, and Williams—33.

NOES—None.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5.23 p.m., on motion of Senator Kraft, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 2007 passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dolwig, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—Senators Dilworth, Donnelly, and Murdy—3.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1505—An act to amend Section 1065 of the Fish and Game Code, and Section 8152 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to sardines, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly April 12, 1957, strike out "Section", and insert "Sections 8151 and".

Amendment No. 2

On page 1, lines 7 and 8, strike out "October 1st and February 1st", and insert "September 1st and December 31st".

Amendment No. 3

On page 1, line 9, strike out "January 15th", and insert "December 31st".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 2, line 14, after "SEC. 3.", insert "Section 8151 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

8151. Sardines for use in a reduction plant, or by a packer, may be taken only in accordance with this article, and at the following times in the following places:

(a) In Districts 4, 4½ and those portions of Districts 3½ and 18 lying south of a line running east and west through Point Arguello, 19, 20A and 21, between [October 1] *September 1st* and [February 1] *December 31st*, inclusive.

(b) Elsewhere in the State, except in Districts 19A and 20 where they may not be so taken, between August 1st and [January 15th] *December 31st*.
SEC. 4."

Amendment No. 5

On page 2, line 22, strike out "SEC. 4. Section 3", and insert "SEC. 5. Sections 3 and 4".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 699—An act making an appropriation to pay the expenses of Members of the Assembly, to take effect immediately.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1398—An act to add Sections 12002.1, 12200.5, 12313.5, 12314, 12315, 12316, 12317, 12318, 12319, 12320, 12321, 12322, 12323, 12324, 12325, 12326, 12327, 12328, 12329, 12330, and 12331 to, and amend Sections 12100 and 12200 of, the Financial Code, and to add Section 6907.5 to the Business and Professions Code, relating to licensees under the Check Sellers and Cashers Law.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 6, line 10, of the printed bill, as amended in Senate April 26, 1957, strike out "subsections", and insert "subdivision".

Amendment No. 2

On page 6, line 43, strike out the comma.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 616—An act to repeal and re-enact the Fish and Game Code, and include therein codification of Chapter 1447, Statutes of 1947, and to repeal Chapter 1447 of the Statutes of 1947, relating to fish and game, and making an appropriation.

Bill read third time, and presented by Senator Dorsey.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Assembly Bill No. 616.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, April 1, 1957

*To the Honorable Members of the Senate
Sacramento, California*

GENTLEMEN:

Assembly Bill No. 616, "An act to repeal and re-enact the Fish and Game Code, and include therein codification of Chapter 1447, Statutes of 1947, and

to repeal Chapter 1447 of the Statutes of 1947, relating to fish and game, and making an appropriation,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

This bill was submitted by the California Law Revision Commission as a revision of the Fish and Game Code pursuant to Chapter 204 of Resolutions, Statutes of 1955. It further appears that among the provisions of this revision there is an appropriation, but that no additional funds are made available for expenditure. In these circumstances, prompt consideration of this bill is desirable and no purpose would be served by withholding action upon it until after final passage of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 616 as an emergency measure.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1104—An act to provide for the creation of the Los Angeles Metropolitan Transit Authority and prescribe the powers and duty thereof; authorizing the authority to acquire, construct and operate mass rapid transit systems; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein; and to repeal the "Los Angeles Metropolitan Transit Authority Act," Chapter 1668 of the Statutes of 1951.

Bill read third time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 26, of the printed bill as amended in Senate May 2, 1957, strike out "of", and insert "or".

Amendment No. 2

On page 2, lines 41 and 42, strike out "within the metropolitan area".

Amendment No. 3

On page 3, line 48, strike out "The powers and jurisdiction of the authority to".

Amendment No. 4

On page 3, strike out line 49.

Amendment No. 5

On page 3, line 50, strike out "metropolitan area."

Amendment No. 6

On page 9, line 51, strike out "in the metropolitan area".

Amendment No. 7

On page 13, line 31, after "area," insert "or seventy-five percent (75%) of whose revenue vehicle miles for the preceding calendar year are operated within the metropolitan area,".

Amendment No. 8

On page 16, line 38, insert
 "Sec. 4.25. The authority may acquire for cash or by exchange of its bonds any publicly or privately owned bus lines, within or without the metropolitan area, which may be integrated as feeder services with the system of the authority."

Amendments read, and adopted.**Further Amendments to Assembly Bill No. 1104****Motion to Amend**

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 8, line 32, of the printed bill, as amended in Senate May 2, 1957, strike out "4.17", and insert "4.18".

Amendment No. 2

On page 23, after line 46, insert

"Sec. 6.2. If the report is approved by the authority, the authority may adopt a resolution declaring that the public interest and necessity demand the acquisition, construction, or completion of the system or part thereof, authorizing such acquisition, construction, or completion, and may thereupon authorize the issuance of revenue bonds for the purpose of obtaining funds in an amount estimated by the authority to be sufficient for such purpose."

Amendment No. 3

On page 24, strike out lines 3 to 52, inclusive; and on page 25, strike out lines 1 to 51, inclusive.

Amendment No. 4

On page 26, strike out lines 1 to 28, inclusive.

Amendment No. 5

On page 26, line 29, strike out "6.12.", and insert "6.3."

Amendment No. 6

On page 26, line 33, strike out "6.13.", and insert "6.4."

Amendment No. 7

On page 27, line 3, strike out "6.14.", and insert "6.5."

Amendment No. 8

On page 27, line 21, strike out "6.15.", and insert "6.6."

Amendment No. 9

On page 27, line 27, strike out "6.16.", and insert "6.7."

Amendment No. 10

On page 27, line 35, strike out "6.17.", and insert "6.8."

Amendment No. 11

On page 27, line 39, strike out "6.18.", and insert "6.9."

Amendment No. 12

On page 27, line 45, strike out "6.19.", and insert "6.10."

Amendment No. 13

On page 27, between lines 49 and 50, insert "enter into such contract and may make such purchase without such report as is hereinbefore in this chapter required and may".

Amendment No. 14

On page 28, line 35, strike out "6.20.", and insert "6.11."

Amendment No. 15

On page 28, line 40, strike out "6.21.", and insert "6.12."

Amendment No. 16

On page 30, line 21, after "corporation," insert ", subject to the provisions of Section 9.6".

Amendment No. 17

On page 30, line 29, strike out "Any", and insert "Subject to the provisions of Section 9.6, any".

Amendment No. 18

On page 31, line 9, insert

"SEC. 9.6. After revenue bonds have been issued by the authority pursuant to Chapter 6 of this act, no public corporation shall make public contributions to the authority by undertaking any obligation of the authority, purchasing or operating the system or any part thereof, or in any other manner expending public funds for the purposes of the authority, unless a proposition to do so has been approved by a majority of the registered voters residing within the boundaries of such public corporation voting at an election to consider such a proposition.

It is the intent of the Legislature that the authority acquire, construct, and complete the system, and operate and maintain the system, in such a manner that no public corporation shall, once revenue bonds of the authority are first issued or thereafter, be called upon to assist the authority, directly or indirectly, in the exercise of the powers granted herein by the levy or assessment of a tax or expenditure of tax money, or general obligation bonds, unless a majority (or, in the case of general obligation bonds, two-thirds) of the voters of such public corporation give their assent beforehand to extending such assistance to the authority."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolutions were introduced, and read:

Senate Concurrent Resolution No. 118: By Senator Williams—Relative to the creation of the Joint Committee on Assessment Practices.

Referred to Committee on Rules.

Senate Joint Resolution No. 37: By Senators Cobey and Burns—Relative to memorializing the United States Government to control the import of dried figs and fig paste to the extent necessary to protect adequately the American fig producing industry located in California.

Referred to Committee on Agriculture.

Senate Concurrent Resolution No. 119: By Senators Burns, Collier, Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—Relative to congratulating the California State Aerie, Fraternal Order of Eagles, on their fifty-fourth anniversary.

Resolution ordered to third reading file.

REPORTS OF STANDING COMMITTEES**Committee on Financial Institutions**

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Financial Institutions, to which was referred:

Assembly Bill No. 1639

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1639

Senator Byrne moved that Assembly Bill No. 1639 be amended and re-referred to Committee on Financial Institutions.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1639—An act to add Section 18649 to the Financial Code, relating to exemption of loans of \$5,000 or more from regulations.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly March 20, 1957, in the second line of the title, strike out "\$5,000", and insert "\$10,000".

Amendment No. 2

On page 1, line 4, strike out "five", and insert "ten".

Amendment No. 3

On page 1, line 5, strike out "(\$5,000)", and insert "(\$10,000)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Financial Institutions.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1109

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

CHRISTENSEN, Vice Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1109

Senator Christensen moved that Assembly Bill No. 1109 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1109—An act to amend Section 6358 of the Education Code, relating to maximum tax rates of school districts.

Bill read second time.

Motion to Amend

Senator Christensen moved the adoption of the following amendments:

Amendment No. 1

On page 2, lines 9 and 10, of the printed bill, as amended in Assembly April 27, 1957, strike out "posted at least 20 days before the election", and insert "signed by the county superintendent of schools".

Amendment No. 2

On page 2, line 15, after the first comma, insert "except when the election is completely consolidated with another election in which the electors are notified by mail of their polling place, the time of election, and receive a sample ballot for the election and the governing board of the district in which the election is held orders otherwise,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 1802

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 1802

Senator Farr moved that Senate Bill No. 1802 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1802—An act to add Article 2.1 (commencing at Section 11397) to Chapter 4, Division 10 of, and to amend Section 11721 of the Health and Safety Code, relating to the treatment and punishment of narcotic addicts, and making an appropriation.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "amend Section 11721 of", and insert "add Section 11722 to".

Amendment No. 2

On page 1, line 7, strike out "act", and insert "chapter".

Amendment No. 3

On page 1, line 12, after "addiction," insert "to effectively control drug addiction through law enforcement and other appropriate measures,".

Amendment No. 3.5

On page 1, line 17, strike out "nine", and insert "10".

Amendment No. 4

On page 1, line 20, after "Authority," insert "the Director of Education,".

Amendment No. 5

On page 2, line 23, after "secretary", insert ", who shall be exempt from civil service,".

Amendment No. 6

On page 2, line 25, after "commission", insert ", subject to the approval of the Director of Finance,".

Amendment No. 7

On page 2, line 36, strike out "treatment of drug addicts", and insert "control and treatment of drug addiction".

Amendment No. 8

On page 2, line 37, strike out "act", and insert "chapter".

Amendment No. 9

On page 2, line 41, after "of the", insert "control,".

Amendment No. 10

On page 2, line 43, after "in the", insert "control,".

Amendment No. 11

On page 2, line 43, after "addiction", insert ", especially with reference to minors,".

Amendment No. 12

On page 3, line 1, strike out "coordinate", and insert "promote the coordination of".

Amendment No. 13

On page 3, between lines 4 and 5, insert

"The commission shall contract with any appropriate state agency for the rendition by such state agency for the commission of administrative services, employment of personnel and the furnishing of office space."

Amendment No. 14

On page 3, line 5, strike out "There shall", and insert "Whenever funds are available, there may".

Amendment No. 15

On page 3, line 7, strike out "for narcotic addicts".

Amendment No. 16

On page 3, line 8, strike out "cure", and insert "care".

Amendment No. 17

On page 3, line 9, strike out "as amended"; strike out lines 10 to 14, inclusive, and insert "and to such other persons deemed suitable by the commission."

Amendment No. 18

On page 3, line 15, strike out "Section 11721 as amended."

Amendment No. 19

On page 3, line 25, strike out "superior", and insert "appropriate".

Amendment No. 20

On page 3, line 27, strike out "said", and insert "such".

Amendment No. 21

On page 3, strike out lines 30 to 52, inclusive, and insert

"SEC. 2. Section 11722 is added to said code, to read:

11722. Notwithstanding anything contained in Section 11721 the court may, in its discretion, place a person convicted of violating Section 11721 upon probation for not more than five years and as a condition of such probation commit such person to a state hospital or other treatment facility authorized by Section 11391. Such person shall be committed to the treatment facility for not less than 90 days and shall remain in such treatment facility or state hospital until such time within the limits of the probationary period when the authorities of the institution may recommend to the court that the person is ready for release. If the court approves the release of the person from such commitment prior to the completion of the period of probation the court may, as a further provision of probation, order the person to undergo outpatient treatment at an outpatient treatment facility designated by the commission pursuant to Section 11403.

No person shall be committed to a state hospital pursuant to this section unless the superintendent of the state hospital certifies that facilities are available for the treatment of the person in such hospital. In the event that the superintendent of the state hospital does so certify and the person is committed to the hospital, the county from which the person is committed shall be responsible for the cost of his care in such hospital in the same manner as provided in Sections 5356.1 and 5356.2 of the Welfare and Institutions Code."

Amendment No. 22

On page 4, strike out lines 1 to 13, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Public Utilities**

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Assembly Bill No. 2010

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2010

Senator Erhart moved that Assembly Bill No. 2010 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2010—An act to amend Section 2508, and to add Article 1.5 (commencing with Section 2520) to Chapter 1, Part 2, Division 1 of, the Public Utilities Code, relating to food warehousemen.

Bill read second time.

Motion to Amend

Senator Erhart moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, between lines 7 and 8, insert "other than those requiring cold storage services, regularly received from the public generally, are stored for compensation; and every person or corporation, their lessees, trustees, receivers or trustees appointed by any court whatsoever owning, controlling, operating, or managing any building, structure, warehouse, or plant in which food commodities requiring cold storage services".

Amendment No. 2

On page 1, line 23, after "warehouseman", insert "of commodities requiring cold storage services".

Amendment No. 3

On page 2, line 22, after "warehouseman", insert "of commodities requiring cold storage services".

Amendment No. 4

On page 2, line 35, after "warehouseman", insert "of commodities requiring cold storage services".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 766

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

CHRISTENSEN, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 766

Senator Williams moved that Senate Bill No. 766 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 766—An act to repeal Sections 23705 and 23772.5 of, and to amend Section 23772 of the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations and Massachusetts trusts.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 1 and 2 of the title of the printed bill, strike out "repeal Sections 23705 and 23772.5 of, and to amend Section 23772", and insert "amend Sections 23705 and 23772".

Amendment No. 2

On page 1, strike out lines 1 to 25, inclusive.

Amendment No. 3

On page 2, strike out lines 1 to 43, inclusive.

PRINTER'S NOTE—There being no 7-point strikcut type available, the material which should appear in strikcut type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 2, after line 43, insert

"SECTION 1. Section 23705 of the Revenue and Taxation Code is amended to read:

23705. Any *incorporated organization* [statement, return, or other document in] which [is] *claims* [claimed] any exemption *prescribed* [allowed] by this article shall *file annually with the Franchise Tax Board, on or before May 15th,* [contain] a declaration that it [the organization making the statement, return, or other document] does not advocate the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means nor advocate the support of a foreign government against the United States in event of hostilities. *If any such organization incorporates, qualifies to do intrastate business, commences activities within this State, revives or is restored to good standing in any year after May 15th, it shall make and file such declaration before it is allowed any exemption prescribed by this article.* [If any such statement, return, or other document does not contain such declaration, the organization making such statement, return, or other document shall not receive any exemption allowed by this article.] Any *incorporated organization* which makes such declaration knowing it to be false is guilty of a felony. This section shall be construed so as to effectuate the purpose of Section 19 of Article XX of the Constitution.

[If not otherwise required to do so, any organization claiming to be exempt under this article shall annually, on or before March 15th, file a statement, return, or other document establishing its right to the exemption and containing the declaration set forth in the last paragraph.]

No exemption under this article shall be allowed to any incorporated organization for any year in which it fails to file on or before May 15th the annual declaration required by this section.

SEC. 2. Section 23772 of the Revenue and Taxation Code is amended to read:

23772. Every organization exempt under Article 1 except:

(a) A religious organization exempt under Section 23701d;

(b) An educational organization exempt under Section 23701d, if such organization normally maintains a regular faculty and curriculum and normally has a regularly organized body of pupils or students in attendance at the place where its educational activities are regularly carried on; or

(c) A charitable organization, or an organization for the prevention of cruelty to children or animals, exempt under Section 23701d, if such organization is supported, in whole or in part, by funds contributed by the United States or any state or political subdivision thereof, or is primarily supported by contributions of the general public; or

(d) An organization exempt under Section 23701d, if such organization is operated, supervised, or controlled by or in connection with a religious organization described in subsection (a); or

(e) An organization exempt solely under Section 23701b, shall file an annual return with [, at such time and in such manner as] the Franchise Tax Board *on or before the fifteenth day of the fifth full calendar month following the close of the income year* [may by regulations prescribe] setting forth—

- (1) Its gross receipts for the year,
- (2) Its expenses attributable to such income and incurred within the year,
- (3) Its disbursements within the year for the purpose for which it is exempt,
- (4) Its accumulation of income within the year,
- (5) Its aggregate accumulations of income at the beginning of the year,
- (6) Its disbursements out of principal in the current and prior years for the purposes for which it is exempt,

(7) A balance sheet showing its assets, liabilities and net worth as of the beginning of such year, and

(8) Such other information as the Franchise Tax Board may by regulation prescribe.

(f) No organization shall receive any exemption prescribed by this part for any year in which it fails to file on or before the due date the annual return required by this section."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 1994

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 1994

Senator Cobey moved that Senate Bill No. 1994 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1994—An act to add Chapter 5 (commencing at Section 12900) to Part 6 of Division 6, and to repeal Articles 4 (commencing at Section 8400), 5 (commencing at Section 8425) and 6 (commencing at Section 8440) of Chapter 3 of Part 2 of Division 5 of the Water Code, relating to maintenance areas for flood control projects, and to transfer the assets, resources and liabilities of the Flood Control Maintenance Revolving Fund to the Water Resources Revolving Fund, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 19, of the printed bill, as amended in the Senate March 29, 1957, after "are", insert "no".

Amendment No. 2

On page 3, line 19, strike out "it shall establish the"; and strike out lines 20 to 24, inclusive, and insert "or that the local agency will correct the deficiencies and maintain and operate the project works in accordance with the standards established by the federal regulations, there shall be no further proceedings under the provisions of this chapter."

Amendment No. 3

On page 3, lines 33 and 34, strike out "unless satisfactory assurances are given pursuant to Section 12906 of this code".

Amendment No. 4

On page 3, strike out lines 35 to 39, inclusive, and insert "12906. If, within 30 days after conclusion of the hearing held pursuant to Section 12904 of this code, the".

Amendment No. 5

On page 3, line 40, strike out "does not give", and insert "has not given".

Amendment No. 6

On page 3, lines 44 and 45, strike out "or the board or department finds that such operation or maintenance is not likely,".

Amendment No. 7

On page 3, line 48, after "department", insert "shall establish the amount of money necessary to maintain the unit during the current and ensuing fiscal year and".

Amendment No. 8

On page 7, line 5, after "year", insert "and during the current fiscal year where no assessment has been levied or collected for the current fiscal year".

Amendment No. 9

On page 7, line 11, after "estimates", insert "and assessments".

Amendment No. 10

On page 7, line 13, strike out "during the ensuing fiscal year".

Amendment No. 11

On page 7, line 47, after "fiscal", insert "year or the current fiscal year where no assessment has been levied or collected for the current fiscal".

Amendment No. 12

On page 9, line 6, after "is", insert "or will be".

Amendment No. 13

On page 9, line 7, after "assessments", insert "or collections thereon".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which were referred:

Senate Bill No. 67

Senate Bill No. 1329

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 67

Senator Burns moved that Senate Bill No. 67 be amended and re-referred to Committee on Water Resources.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 67—An act to create the Shasta County Water Agency for the conservation, storage, and distribution of the water within the agency, and prescribing its organization, powers, and duties.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendment:

Amendment No. 1

On page 7, line 8, of the printed bill, as amended in Senate May 2, 1957, after "property;" insert "and provided further, that installations in state freeways shall be subject to the approval of the State Department of Public Works and installation in other state highways shall be subject to Article 2 (commencing at Section 670), Chapter 3, Division 1 of the Streets and Highways Code;".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

MOTION TO AMEND SENATE BILL NO. 1329

Senator Williams moved that Senate Bill No. 1329 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1329—An act to add Sections 1257, 10004, to add Chapter 5 (commencing at Section 12900) to Part 6, Division 6 of, and to amend the title of Division 6 of, the Water Code, relating to The California Water Plan.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, strike out "add Sections 1257, 10004, to add Chapter 5 (commencing at Section 12900) to Part 6, Division 6 of, and to amend the title of Division 6 of", and insert "amend Section 1256 of, to amend the titles of Division 6 and Part 1 of Division 6 of, to add Part 1.5 (commencing at Section 10004) to Division 6 of, and to add Section 13056 to".

Amendment No. 2

On page 1, line 1, strike out "1257 is added to", and insert "1256 of".

Amendment No. 3

On page 1, line 1, strike out the comma, and insert "is amended".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, after line 2 insert
"1256. In determining public interest under Sections 1253 and 1255, the State Water Rights Board shall give consideration to any general or coordinated plan, including *The California Water Plan*, prepared and published by the Department of Water Resources or any predecessor thereof, looking toward the *control, protection, development, utilization, [or] and* conservation of the water resources of the State."

Amendment No. 5

On page 1, strike out lines 3 to 8, inclusive.

Amendment No. 6

On page 1, lines 12 and 13, strike out "THE STATE COORDINATED WATER PLANS, AUTHORITIES, AND BOARDS", and insert "[THE STATE WATER PLAN, AUTHORITIES, AND BOARDS] CONSERVATION, DEVELOPMENT, AND UTILIZATION OF STATE WATER RESOURCES".

Amendment No. 7

On page 1, after line 14, insert

"Sec. 3. The title of Part 1 of Division 6 of said code is amended to read:
PART 1. ADOPTION OF STATE WATER PLAN".

Amendment No. 8

On page 1, line 15, strike out "SEC. 3. Section 10004 is added to", and insert
"Sec. 4. Part 1.5 (commencing at Section 10004) is added to Division 6 of".

Amendment No. 9

On page 1, after line 15, insert

"PART 1.5. THE CALIFORNIA WATER PLAN".

Amendment No. 10

On page 1, line 16, after "coordinated", insert "control, protection, conservation,".

Amendment No. 11

On page 1, line 17, after "ment", insert ", and utilization".

Amendment No. 12

On page 1, line 17, after "forth", insert "and described".

Amendment No. 13

On page 1, line 18, strike out "State Water Resources Board", and insert "Department of Water Resources".

Amendment No. 14

On page 1, lines 19 and 20, strike out "State Water Resources Board", and insert "Department of Water Resources".

Amendment No. 15

On page 1, line 22, after the first quotation mark, insert "The".

Amendment No. 16

On page 1, line 23, strike out "modifications, amendments", and insert "amendments, supplements".

Amendment No. 17

On page 1, lines 26 and 27, strike out "modifications, amendments", and insert "amendments, supplements".

Amendment No. 18

On page 1, line 27, strike out "The California Water Plan", and insert "the plan".

Amendment No. 19

On page 2, strike out lines 1 and 3.

Amendment No. 20

On page 2, line 5, strike out "12900", and insert "10005."

Amendment No. 21

On page 2, line 7, after "protection," insert "conservation,".

Amendment No. 22

On page 2, line 7, after "development", insert a comma.

Amendment No. 23

On page 2, line 8, after "all", insert "individuals and".

Amendment No. 24

On page 2, line 8, after "entities and", insert "that".

Amendment No. 25

On page 2, lines 9 and 10, strike out "modifications, amendments", and insert "amendments, supplements".

Amendment No. 26

On page 2, line 12, after "development", insert a comma.

Amendment No. 27

On page 2, line 13, after "This", insert "declaration".

Amendment No. 28

On page 2, after line 16, insert
"10006. The provisions of this part do not repeal or modify any of the provisions of Part 3 of this division.

10007. Notwithstanding anything contained in this part, all applications heretofore filed by the Department of Finance or by the Department of Water Resources under Part 2 of Division 6 shall remain valid and shall retain and have the status and priority accorded to such applications as now or hereafter provided in said Part 2.

Sec. 5. Section 13056 is added to said code, to read:

13056. In establishing requirements for waste discharges, a regional board shall take cognizance of The California Water Plan, including such amendments, supplements and additions thereto as may be necessary from time to time."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Public Health and Safety**

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 1135

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee:

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1135

Senator Brown moved that Senate Bill No. 1135 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1135—An act to amend Sections 18250 and 18251 of, and to repeal Section 18355 of, the Health and Safety Code, relating to the Division of Housing.

Bill read second time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 18250 and 18251 of", and insert "Section 18251 of, to add Section 18250.1 to".

Amendment No. 2

On page 1, line 1, strike out "18250 of the Health and Safety Code is", and insert "18250.1 is added to the Health and Safety Code, to read:

18250.1. With respect to any provision of this part in which the Division of Housing is empowered to adopt or promulgate its rules or regulations to implement or enforce that provision, any city, county, or city and county may approve and enforce alternative rules and regulations if it finds that local conditions or requirements cause alternative provisions to be more desirable and the material, appliance, installation, device, arrangement, method, work, or other subject of regulation is deemed by it to be adequate in quality, strength, effectiveness, durability, or safety for the protection of life and health. If any city, county, or city and county adopts such rules or regulations, any rules or regulations of the Division of Housing relating to the same subject of regulation shall not apply in that city, county, or city and county."

Amendment No. 3

On page 1, strike out lines 2 to 27, inclusive.

Amendment No. 4

On page 2, strike out lines 1 to 9, inclusive.

Amendment No. 5

On page 2, strike out line 25.

Amendments read, and adopted.

Bill ordered printed, and referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 393

Senate Bill No. 2053

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 393

Senator Thompson moved that Senate Bill No. 393 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 393—An act to add Chapter 5.1 (commencing with Sections 2500) to Division 2 of the Business and Professions Code, relating to the licensing of psychiatric technicians.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, between lines 16 and 17, insert "2507. Nothing contained in this chapter shall be construed as permitting the practice of optometry as defined in Section 3041 of this code."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 2053

Senator Kraft moved that Senate Bill No. 2053 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2053—An act to add Chapter 12.5 (commencing with Section 7800) to Division 3 of the Business and Professions Code, relating to the creation of the Division of Retail Radio-television Service, and prescribing its powers and duties.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 6, of the printed bill, as amended in Senate April 22, 1957, after "installing," insert "repairing,".

Amendment No. 2

On page 2, line 8, strike out "without a license".

Amendment No. 3

On page 2, line 11, strike out "without a license".

Amendment No. 4

On page 2, between lines 11 and 12, insert "“Installing,” as used in this section, does not include the delivery and hooking up of a radio or television set to an existing installation."

Amendment No. 5

On page 2, line 26, strike out "not licensed", and insert "for which a license is not required".

Amendment No. 6

On page 2, strike out lines 34 and 35, and insert "7881. An applicant for a license as a service dealer shall have the following qualifications:".

Amendment No. 7

On page 2, strike out lines 44 to 48, inclusive.

Amendment No. 8

On page 2, line 49, strike out "(d)", and insert "(c)".

Amendment No. 9

On page 3, line 8, strike out "manner,".

Amendment No. 10

On page 3, line 22, insert

"7886. Every licensee shall deposit with the chief of the division a surety or cash performance bond of not less than five hundred dollars (\$500). Notice shall be given to the chief of the division if the bond and surety is canceled.

7887. A firm, partnership, corporation or other combination or organization may qualify for a license under this chapter by the appearance of the responsible managing officer or member of the personnel of such applicant firm, who shall be a licensee under this chapter.

If the individual qualifying for the firm, partnership, corporation, or other combination or organization ceases for any reason whatsoever to be connected with the licensee to whom the license is issued, the licensee shall notify the chief of the division in writing within 10 days. If notice is given the license shall remain in force for a reasonable length of time to be determined by the chief of the division.

If the licensee fails to notify the chief of the division within the ten-day period, at the end of the period his license shall be ipso facto suspended. The license shall be reinstated upon the filing of an affidavit executed by the licensee or a member of the firm and filed with the chief of the division to the effect that the person originally appearing on behalf of the license has been replaced by another individual and that this individual has been qualified by examination under the provisions of this chapter and that he has not had his license suspended or revoked or that he has not been connected with a licensee who has had his license suspended or revoked for reasons that would preclude this individual from personally qualifying as to the good character required of an applicant."

Amendment No. 11

On page 4, line 9, strike out "shall", and insert "may".

Amendment No. 12

On page 4, line 32, strike out "of a technician", and insert "for which he holds a license".

Amendment No. 13

On page 4, line 43, strike out "applicant", and insert "licensees".

Amendment No. 14

On page 4, line 46, after "17533.5", insert "of this code".

Amendment No. 15

On page 5, strike out lines 8 to 10, inclusive.

Amendment No. 16

On page 5, line 11, strike out "7964.", and insert "7963."

Amendment No. 17

On page 5, strike out lines 21 to 25, inclusive, and insert

"7971. Every license issued pursuant to this chapter shall expire on the 31st day of March of each year. Application for renewal shall be made prior to this date and shall be accompanied by the annual renewal fee required by this chapter."

Amendment No. 18

On page 5, between lines 30 and 31, insert

"7972.5. All money in the Radio and Television Examiners Fund is continuously appropriated to the Board of Radio and Television Examiners, without regard to fiscal years, for expenditure in carrying out the provisions of this chapter."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Assembly Bill No. 1863

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1863

Senator Collier moved that Assembly Bill No. 1863 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1863—An act to amend Section 479 of the Vehicle Code, relating to pedestrian crosswalks near schools.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 5 to 9, inclusive, of the printed bill, and insert "contiguous to a school building or the grounds thereof, such crosswalk shall be painted or marked in yellow as shall be all the marked pedestrian crosswalks at an intersection in case any one of the crosswalks is required to be marked in yellow. Other established marked pedestrian crosswalks may be painted or marked in yellow provided the nearest point of the crosswalk is not more than 600 feet from a school building or the grounds thereof. There shall be painted or marked in yellow on each".

Amendment No. 2

On line 10, after "to", insert "all yellow marked crosswalks".

Amendment No. 3

On line 12, after "painted", insert "or marked".

Amendment No. 4

On line 13, after "required", insert "or permitted".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 2349

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 2349

Senator Coombs moved that Senate Bill No. 2349 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2349—An act making an appropriation for the completion of studies and preparation of plans and specifications for the North Bay Aqueduct.

Bill read second time.

Motion to Amend

Senator Coombs moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "act", insert "to amend Section 11200 of, and to add Article 9.6 (commencing with Section 11270) to Chapter 2 of Part 3 of Division 6 of, the Water Code, relating to the Central Valley Project, and".

Amendment No. 2

In lines 1 to 3, inclusive, of the title, strike out "for the completion of studies and preparation of plans and specifications for the North Bay Aqueduct", and insert "therefor".

Amendment No. 3

On page 1, strike out lines 1 to 7, inclusive, and insert

"SECTION 1. Section 11200 of the Water Code is amended to read:

11200. Subject to Articles 9.5 and 9.6 hereof, the construction of the project is a single object and the units thereof collectively constitute one project.

SEC. 2. Article 9.6 is added to Chapter 2 of Part 3 of Division 6 of said code, to read:

Article 9.6. North Bay Aqueduct

11270. The North Bay Aqueduct as set forth in Bulletin No. 60 of the Department of Water Resources entitled "Salinity Control Barrier Investigation" dated March, 1957, subject to such modification thereof as the department may adopt, and such unit or portions thereof may be constructed by the department and maintained and operated by it to such extent and for such period as the department may determine, as a feature of The California Water Plan, and as a unit of the Central Valley Project, separate and apart from any or all other units thereof.

SEC. 3. The sum of two million five hundred sixty thousand dollars (\$2,560,000) is appropriated from the Investment Fund in the State Treasury to the Department of Water Resources for the expenditure in accordance with the following schedule:

(a) One million two hundred twenty thousand dollars (\$1,220,000) for the acquisition of lands, easements, and rights of way for the North Bay Aqueduct as authorized by Section 11270 of the Water Code, such money to be available for expenditure without regard to fiscal years.

(b) One million three hundred forty thousand dollars (\$1,340,000) for completion of engineering studies and preparation of construction plans and specifications for the North Bay Aqueduct as authorized by Section 11270 of the Water Code, the expenditure of said funds by the department being contingent upon reasonable assurance from the prospective water users of their willingness to assume the obligation for repayment of the reimbursable costs of the aqueduct, such money to be available for expenditure without regard to fiscal years."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Financial Institutions

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Financial Institutions, to which was referred:

Senate Bill No. 2081

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 2081

Senator Kraft moved that Senate Bill No. 2081 be amended and re-referred to Committee on Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2081—An act to amend Section 12300.3 of the Financial Code, relating to the use of trust funds by check sellers and cashers.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, strike out lines 7 to 24, inclusive, and insert "In the event a licensee obtains insurance from an insurance company authorized to do business in the State of California under a standard form blanket position bond, or encompassed in an all risk insurance form, approved by the commissioner, in an amount equal to twice the amount of the highest average of daily money order sales, as determined by the commissioner, then the commissioner shall authorize such licensee to use the funds received in his daily business from the sale of money orders for the purpose of cashing of checks, drafts or money orders. The commissioner is authorized to accept in lieu of the above outlined insurance, an increase to twenty-five thousand dollars (\$25,000) in the liability on the bond of the licensee."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 526

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 526

Senator Sutton moved that Senate Bill No. 526 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 526—An act to add Section 415.5 to the Code of Civil Procedure, relating to service of process by sheriffs.

Bill read second time.

Motion to Amend

Senator Sutton moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 415.5 to the Code of Civil Procedure", and insert "amend Sections 26609 and 26721 of the Government Code".

Amendment No. 2

In line 2 of the title, after "sheriffs", insert ", marshals, and constables".

Amendment No. 3

On page 1, strike out lines 1 to 20, inclusive, and insert "SECTION 1. Section 26609 of the Government Code is amended to read: 26609. The sheriff, marshal, or constable shall certify upon processes or notices the manner and time of service, or if he fails to make service, the reason for his failure, and return the process or notices and any affidavits required of him by the court without delay."

SEC. 2. Section 26721 of the said code is amended to read:
26721. Except as provided in this article, the fee for serving or executing any process or notice or making military affidavits required by law or the litigants to be served is one dollar (\$1)."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Fish and Game

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Senate Bill No. 2423

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ED. C. JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2423

Senator Cobey moved that Senate Bill No. 2423 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2423—An act to amend Section 1 of the Fish and Game Code, relating to fish and game.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1 of", and insert "1468.5 of, and add Section 1473 to,".

Amendment No. 2

In line 2 of the title, after "to", insert "acquisition of rights of way to gain access to".

Amendment No. 3

On page 1, strike out lines 1 to 10, inclusive, and insert

"SECTION 1. Section 1468.5 of the Fish and Game Code is amended to read:
1468.5. No farm lands, other than such land acquired to provide access to public land, may be acquired under the provisions of this chapter by proceedings in eminent domain except by specific authorization of the Legislature, notwithstanding any provision of Section 1468. Nothing in this section shall apply to any proceedings instituted prior to the effective date of this section nor to any such proceedings to acquire farm lands when the owner thereof has consented to, or requested the institution of, such proceedings.

SEC. 2. Section 1473 is added to said code, to read:

1473. The board may authorize the department to acquire such lands or rights in land as may be necessary to provide access for the public to any public lands for hunting or fishing. Such acquisition may be by eminent domain proceedings. Prior to commencing any proceedings in eminent domain the board of supervisors of each affected county shall have agreed, by resolution, to maintain any road or right of way so acquired in its county."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which were referred:

Senate Bill No. 477

Assembly Bill No. 1553

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 477

Senator Cobey moved that Senate Bill No. 477 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 477—An act to amend Section 2160 of the Welfare and Institutions Code, relating to old age security.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 1, of the title of the printed bill, between "of" and "the", insert ", and to repeal Section 2160.4 of,".

Amendment No. 2

On page 1, line 13, strike out the semicolon and insert "or who has lived in the United States for 25 years at the time of making application and was ineligible to citizenship prior to December 24, 1952;".

Amendment No. 3

On page 2, lines 33 and 34, strike out "by a friend or relative who is not responsible for his support,".

Amendment No. 4

On page 2, line 35, after the semicolon, insert "notwithstanding the provisions of Section 2160.5 of this code, free board, lodging and other items of need furnished free under this chapter shall constitute income to the recipient in computing the grant pursuant to Section 2020;".

Amendment No. 5

On page 2, after line 44, insert "SEC. 2. Section 2160.4 of said code as added by Chapter 1926, Statutes of 1955 is repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

MOTION TO AMEND ASSEMBLY BILL NO. 1553

Senator Dorsey moved that Assembly Bill No. 1553 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1553—An act to amend Sections 1550, 2180.5, and 3082 of the Welfare and Institutions Code, relating to the administration of public assistance.

Bill read second time.

Motion to Amend

Senator Dorsey moved the adoption of the following amendments:

Amendment No. 1

On page 2, of the printed bill, as amended in Assembly April 26, 1957, strike out lines 6 to 10, inclusive, and insert "under this chapter, shall determine if the applicant needs emergency assistance. If the applicant meets the county's requirements, county aid shall be granted until the investigation for".

Amendment No. 2

On page 2, strike out lines 36 to 40, inclusive, and insert "under this chapter, shall determine if the applicant needs emergency assistance. If the applicant meets the county's requirements, county aid shall be granted until the investigation for".

Amendment No. 3

On page 3, strike out lines 9 to 13, inclusive, and insert "under this chapter, shall determine if the applicant needs emergency assistance. If the applicant meets the county's requirements, county aid shall be granted until the investigation for aid".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 1163

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 1163

Senator Collier moved that Senate Bill No. 1163 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1163—An act to add Section 677.3 to the Vehicle Code, relating to vehicle equipment.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate April 22, 1957, strike out "and Heaters".

Amendment No. 2

On page 1, line 9, strike out "and heater".

Amendment No. 3

On page 1, line 8, strike out "trailer", and insert "tractor".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 854

Senate Bill No. 1800

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BUSCH, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 854

Senator Farr moved that Senate Bill No. 854 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 854—An act to amend Section 1203 of the Penal Code, relating to eligibility for probation and reports and recommendations of the probation officer.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 1203 of the Penal Code", and insert "add Section 11722 to the Health and Safety Code".

Amendment No. 2

In line 2 of the title, after "eligibility", insert "of narcotic addicts".

Amendment No. 3

In lines 2 and 3 of the title, strike out "and reports and recommendations of the probation officer", and insert "and parole".

Amendment No. 4

On page 1, strike out line 1, and insert

"SECTION 1. Section 11722 is added to the Health and Safety Code, to read: 11722. (a) Whenever any court in this State grants probation to a person who the court has reason to believe is or has been a user of narcotics, the court may require as a condition to probation that the probationer submit to periodic tests by a city or county health officer, or by a physician and surgeon appointed by the city or county health officer with the approval of the State Division of Narcotic Enforcement, to determine, by means of the use of synthetic opiate antinarcotic in action whether the probationer is a narcotic addict.

In any case provided for in this subdivision, the city or county health officer, or the physician and surgeon appointed by the city or county health officer with the approval of the State Division of Narcotic Enforcement, shall report the results of the tests to the probation officer.

(b) In any case in which a person is granted parole by a county parole board and the person is or has been a user of narcotics, a condition of the parole may be that the parolee undergo periodic tests as provided in subdivision (a) and that the county or city health officer, or the physician and surgeon appointed by the city or county health officer with the approval of the State Division of Narcotic Enforcement, shall report the results to the board.

(c) In any case in which any state agency grants a parole to a person who is or has been a user of narcotics, it may be a condition of the parole that the parolee undergo periodic tests as provided in subdivision (a) and that the county or city health officer, or the physician and surgeon appointed by the city or county health officer with the approval of the State Division of Narcotic Enforcement, shall report the results of the tests to such state agency.

(d) The cost of administering tests pursuant to subdivisions (a) and (b) shall be a charge against the county. The cost of administering tests pursuant to subdivision (c) shall be paid by the State.

(e) The State Department of Public Health, in conjunction with the State Division of Narcotic Enforcement, shall issue regulations governing the administering of the tests provided for in this section and providing the form of the report required by this section."

Amendment No. 5

On page 1, strike out lines 2 to 27; and strike out all of pages 2 and 3.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1800

Senator Farr moved that Senate Bill No. 1800 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1800—An act to amend Sections 1193 and 1227 of the Penal Code, relating to judgments of death.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, as amended, strike out the final "s", in "Sections"; and strike out "1193 and".

Amendment No. 2

Strike out, beginning with the word "Section" on line 2, page 1, through the word "absence" on line 12, page 2.

Amendment No. 3

On page 2, line 13, strike out "SEC. 2", and insert "SECTION 1".

Amendment No. 4

On page 2, line 13, strike out "said code", and insert "the Penal Code".

Amendment No. 5

On page 2, line 15, after "appeal", insert "pursuant to Section 1239b of this code".

Amendment No. 6

On page 2, line 20, strike out "30", and insert "five".

Amendment No. 7

On page 2, line 20, strike out "60", and insert "40".

Amendment No. 8

On page 2, line 21, strike out "within five days", and insert "immediately".

Amendment No. 9

On page 2, line 31, strike out "30", and insert "five".

Amendment No. 10

On page 2, line 32, strike out "60", and insert "40".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 1566

Assembly Bill No. 764

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1566

Senator Abshire moved that Senate Bill No. 1566 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1566—An act to amend Section 7745 of the Education Code, relating to apportionments of state school building aid funds.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 7745 of", and insert "add Section 7745.2 to".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 7745.2 is added to the Education Code, to read:

7745.2. If the Controller determines that the payment by the district of the full amount of the unauthorized expenditures of money received under an apportionment or of the excess money received under an apportionment, as the case may be, at the time specified in Section 7745, will result in a hardship on the district and jeopardize the educational program of the district, he may in his discretion allow the district to pay the amount, plus interest, in installments over a period of years, as determined by him, but not exceeding 20 years from the first day of January of the fiscal year next succeeding the fiscal year in which the apportionment becomes final. The interest on the amount paid under this section shall be at the same rate as the interest on the apportionment."

Amendment No. 3

On page 1, strike out lines 2 to 29, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND ASSEMBLY BILL NO. 764

Senator Donnelly moved that Assembly Bill No. 764 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 764—An act to amend Section 7401 of the Education Code, relating to school district indebtedness, including indebtedness for state school building aid.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 18, of the printed bill, after "buildings", insert "and grounds".

Amendment No. 2

On page 1, line 18, after "furniture", insert ", equipment".

Amendment No. 3

On page 1, line 20, strike out the comma, and insert a period.

Amendment No. 4

On page 1, strike out line 21.

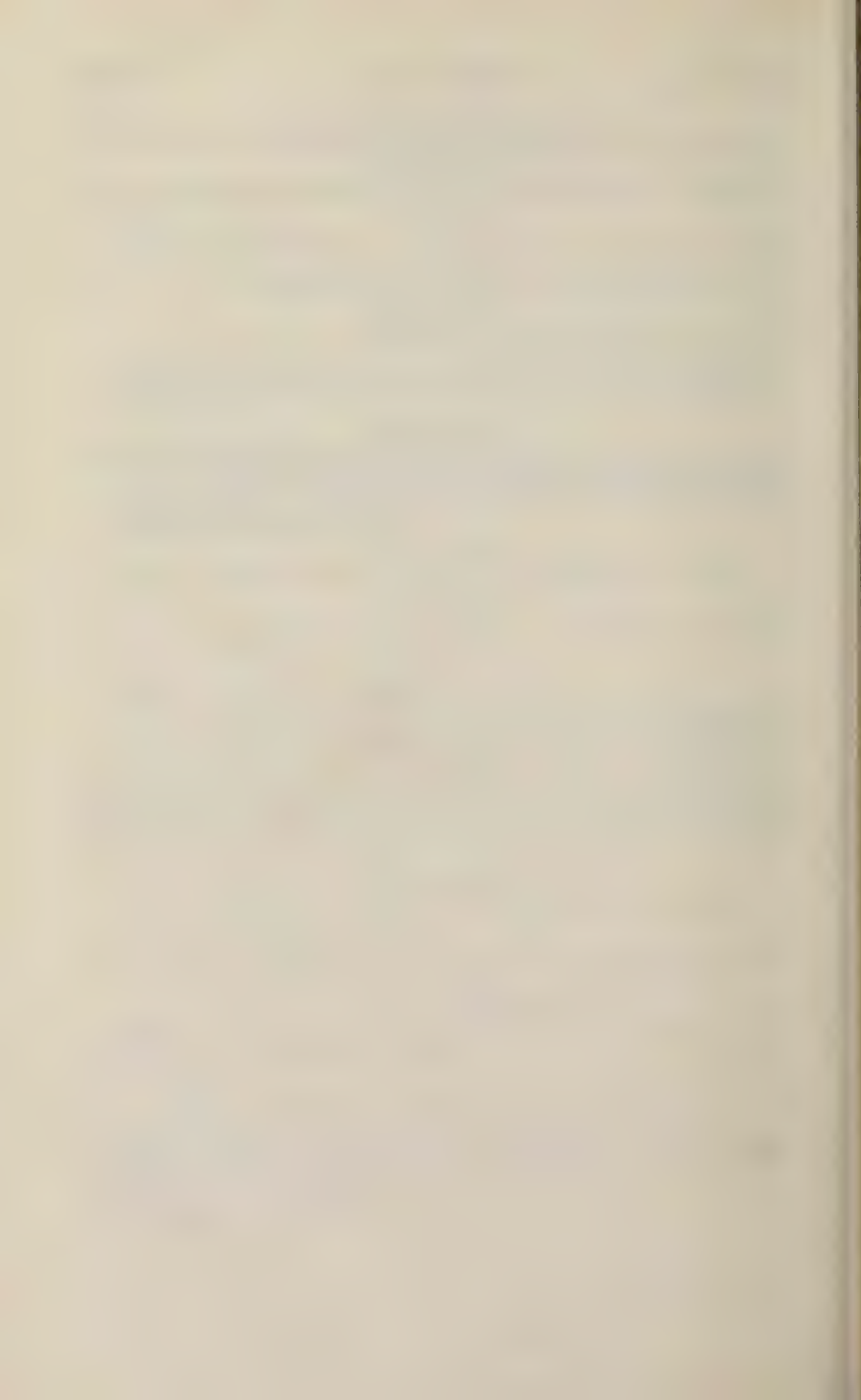
Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

ADJOURNMENT

At 5.31 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, May 8, 1957.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-THIRD LEGISLATIVE DAY

EIGHTY-FIFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, May 8, 1957

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O God, we, Thy servants, appear this day in Thy sight. Unworthy though we are to stand before Thee, we humbly beg Thy help in the work before us. We declare our dependency upon Thee and acknowledge that Thou art the source of all our blessings. To ears that are open, Thou speakest—to eyes watchful, Thou revealest—to hands ready, Thou givest power. Grant us Lord, the strength to endure adversity in patience, to meet harshness with gentleness, to answer prejudice with tolerance so that men may know that Thy presence dwells within us. May we all experience the joy and gratification that come to men who fulfill the best in their own nature and live by those ideal qualities that give meaning to our human existence. Help us Lord, to prove both in our life and in its dealings with others how good it is for men to dwell together in unity. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to A. L. Lopes, Member Solano County Board of Supervisors, and William Jones, Road Commissioner, Solano County.

On request of Senators Erhart and Sutton, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jon

Hamann and Mrs. Waldo Hamann of Orland and Mrs. Jon Vlasrik of Willows.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mike Lamp-ton, Leslie Maffit, Steve Maffit, Trevie Maffit, and Mrs. Norman H. Maffit, all of Los Altos; Mrs. William Y. Britton, Mr. Gus Manka, and the following students from Machado School, Morgan Hill: Eileen Jameson, Nancy Manka, Velma Tijerina, Susan Adams, Noel Schneider, and Kenneth Steidley.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Gold Oak Union School, El Dorado County: *adults*—Clare Carter, Glenn Carter, Reba Tugaeff, Eloise Logan, and Melba Bartlett; *students*—Richard Hasken, Barbara Wallace, Faythe Bartlett, Doretta Stotler, Frank Logan, Pamela Tugaeff, Avis Dains, Arla House, James Morrow, Myrl Duarte, Dennis Lewis, Benicia Stringfield, Melvin Childers, Allan McGregor, and Richard Davis.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the League of Women Voters from Berkeley and Oakland: *Berkeley*—Mrs. George Spitzer, Mrs. Arnold Grossberg, Mrs. Carl Brieger, Mrs. E. Wallace Anderson, Mrs. Joe Carter, Mrs. W. T. Brown, Mrs. Carl Rosenfeld, Mrs. Enoch Dumas, Mrs. Morgan Harris, Mrs. Gladstone, Mrs. Rosenzweig, Mrs. Huggard, Mrs. J. N. Neal, Mrs. John Burnham, Mrs. Louis Werner, Mrs. Hans Gerson, Mrs. M. K. Bliss, and Mrs. Raymond Lind; *Oakland*—Mrs. Howard Palmer, Mrs. Wm. Napton, Mrs. Roy Cann, Mrs. David Stone, Mrs. Fritz Hope, Mrs. Blaine Groo, Mrs. Tomlinson, Mrs. Skithall, Mrs. Frona Ernst, Mrs. W. LeBlanc, Mrs. Charlotte Lofgren, and Mrs. Robert Curran.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Elmer Sagen, Principal, Mrs. Fairley, Mr. Lozensky, and the following students from Lincoln School, Alameda: Jeffery Allen, Carol Bausch, Steven Brooks, Bonnie Buchan, Wayne Christensen, Billy DuBoe, Anne Louise Eaton, Penny Franchi, Eugene Franklin, Lee Alta Fuller, Scott Geisert, Braxton Holly, Jack Holly, Dixie Howey, Joan Logan, William Lynch, Carole McNeil, Janice McPherson, Leslie Mecum, Judith Mein, Jimmy Miller, Stephanie Nesbit, Margaret Odenhal, Pamela Olsen, Frances Peterson, John Pereira, Patrick Rankin, James Roberts, Linda Rourick, Lynn Skinner, Kathleen Stuart, Ray Tiner, Patricia Wallace, Douglas Whelan, Barbara Jo Andrus, Robert Bachich, Andy Birch, Robert Blanchard, Shirley Ann Brown, Richard Cartwright, Perry Dale, George Eustachy, Gary Garfinkle, Sylvia Gates, Kathleen Guisto, Everett Gremminger, Valerie Hunter, June Johnson, Philip Kennedy, Evelyn Lewis, Barbara Livingston, Ben McNutt, Dawn McVey, Ann Muller, Robert Nolen, James Phillips, Stephen Routt, Sandra Sandirk, Dennis Sobol, Paul Stiles, Susan Stumberg, Joni Wicksen, Graham Watt, Charles Weigel, Janice Welch, Gary White, Richard Zecher, and Bonnie Burkhart.

On request of Senator Dorsey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Belridge Elementary School District, McKittrick, Kern County: *students*—Gary Bridge, Jim Davis, Carl Dominey, Curtis Garner, Jill Hare, Larry Holt, Margaret Jeffrey, Sharon Lown, David McNamara, Barbara Myers, Charleyne Munsehy, Bill Nichols, Jim Nichols, Larry Phillips, Wayne Salyards, Ronnie Songer, Janice Smith, Billie Sue Watts, Phillip Wright, and Betty McDaniel; *adults*—Mrs. Emmy Lou Barbe, principal (supervisor of group), Mrs. W. E. Bridge, mother supervisor, Mr. James Cannon, teacher, and Mr. Joe Sharp, bus driver.

On request of Senator Busch, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Redwood Valley Elementary School, Redwood Valley, Mendocino County: *adults*—Francis J. Ebert, principal, Marion Clark and James Harmon, teachers, and Odis Fortner, bus driver; *pupils*—Gaylord Annis, Ronald Beam, James Brimer, Frank Brown, Barbara Bryant, Winifred Cowles, David Douthit, Fred Duncan, Gail Evans, James Fairbank, Doris Ferguson, James Ford, Richard Frisbie, Lester Garner, George Hagins, Delores Hamrick, William Hees, Leslie Heth, Linda Hinds, Donna Hobbs, Kathy Hopkins, Raymond Jack, Robert Keys, Robert King, Sylvia Lange, Evelyn Lee, Rose Lee, Judy Locatelli, Donald Loftis, Karon Longberg, Diane Lovell, Caroline Montgomery, Shirley Moore, Dorothy Naumann, Kenneth Phelps, Doreen Piffero, Gene Quigley, Jose Sanchez, Daniel Sentenev, Leslie Smith, Ronald Stafford, Tom Timar, Ed Turner, Robert Wallis, Jerry Williams, Albert Young, Joann Young, and Judy Alexander.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Schwench, Mr. Cooper, and the following students from Arden School, Carmichael: Larry Anderson, James Berry, Don Bradshaw, Robert Braley, Kathie Bullock, Judith Capra, Bruce Clausse, Bobby Devinney, Pauline Eakins, Donna Eveleigh, Ronald Funder, Antonette Gomez, Kenneth Hayes, Elaine Holeman, Helen Holt, Robert Hutchings, Eleanor Jordan, Peter Kassenbaum, Richard Lange, Brian Lewis, Elizabeth McCurry, Bonnie Lou Marron, Kay Miller, Karen Norberg, Karen Parshall, Janice Powell, Kenneth Russell, Karen Schwartz, Thomas Sims, Steven Stigall, Charles Swartz, Sharon Weggers, Richard Wilson, Diana Afzal, Charles Barsdale, Carolyn Bowden, Michaelyne Campbell, Thomas Christophensen, Vonne Combs, Jon DeFries, Diana Doty, Patricia Dunn, Jacklyn Ellis, Scott Fraser, Arthur Glading, John Hamilton, Ellen Hilton, Marilyn Johnson, Gary Kaester, Connie Kramer, Richard Little, Robert Maher, Jerry McAdams, Charles Pahlman, Judith Phillipson, Sharon Ribbeck, Phillip Ritchie, William Soderlund, Susan Stewart, Cheryl Strain, Stephen Webb, and Tara Memering.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister M. DePaul, Mother M. Emmanuel, and the following students from St.

Philomene School, North Sacramento: Herbert Alexander, Barbara Anders, Mary Avender, Lucy Ann Badenhoop, Brian Barta, Jeane Barrett, Danny Blackburn, Linda Bonney, Philip Broughton, Kenneth Buchanan, Jack Campbell, Bonnie Jean Carson, Judith Carvalho, Margaret Cook, Marion Cutler, Lynette Cupman, Sandra Donich, Stephen Downie, Richard Draffin, Christine Dremann, Bill Durant, Nikki Emmett, John Enzler, Christine Evart, Patricia Ferris, Ruth Ann Forry, Vicki Ann Fox, Mary Frey, Harriet Gentz, Thomas Gruneisen, Jacqueline Haverly, Gerald Horton, Paul Horton, Bonita Humenny, Philip Jackson, Karen Jerue, Blaine Kammerer, Frank Kassis, Cheri Lagow, Gilbert Lutz, Mary Frances Malek, Patricia Miller, Kathleen McClean, Therese McClean, Tim McGrath, Martin McNally, Richard Merri, Linda Nelson, Gerald Nerberger, Carol Novinski, Douglas Richmond, James Riley, Stephen Riley, Sally Jo Roberts, Judith Sabel, Sharon Turner, Gayle Vaughan, Judith Wittkop, and Joyce Zito.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Sander L. Johnson of Los Angeles.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students and adults from Grace Evangelical Lutheran Church, Hayward: *students*—Carl Angell, Jeffrey Blanchard, Barbara Bullock, Marsha Greves, Raymond Schutt, Dale Suder, Billy Williams, Rita Claasen, Walter Fordahl, Ronald Hunt, Michael Keefer, John McCann, Bill Papendorf, Kent Peterman, Noreen Tapper, and Claudia Westfall; *adults*—Mrs. J. Blanchard, Rev. Walter Luebke, and Paul L. Hillman, principal.

REQUEST TO BE EXCUSED

Senator Thompson requested that he be excused to present Senate Bill No. 1231 before the Assembly Public Health and Safety Committee.

Request granted.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, May 8, 1957

To the Honorable Members of the Senate

State of California

Sacramento, California

GENTLEMEN: I am returning herewith, without my signature, Senate Bill 412, entitled: "An act to amend Section 6334 of the Education Code, relating to school district budgets."

My objections to this bill are as follows:

This bill contains a technical defect in referring to "a newspaper having general circulation within the district published within the county." Under Sections 6020 et seq. of the Government Code there is a procedure for a judicial decree declaring that a newspaper is of general circulation, but there is no procedure for determining that a newspaper has a general circulation within a particular area, such as a school district, which may be embraced within its coverage. In view of this, the author has stated that he has no objection to my veto of this bill. There would also seem to be time to pass another bill eliminating this defect at this session, if desired.

Accordingly, I am returning this bill to the house in which it originated without my signature and with this statement of my objections thereto.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

Message read, and ordered printed in the Journal.

Senate Bill No. 412 ordered placed on the unfinished business file.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, May 8, 1957

To the Honorable Members of the Senate

State of California

Sacramento, California

GREETINGS: I am returning herewith, without my signature, Senate Bill 350, entitled: "An act to amend Section 27177 of the Streets and Highways Code, relating to bridge and highway districts."

My objections to this bill are as follows:

This bill would remove the present confidential status of certain accident reports made to the California Highway Patrol, and, as such, presents a serious question as to state policy.

As I have repeatedly said, I believe that all information concerning public business should be available to the public. I feel just as firmly that personal and private information concerning members of the public, which only comes incidentally into the possession of state departments, should not thereby become public. The citizens of our state have a right to be protected with reference to purely private information concerning themselves. They have a right of privacy which should not be needlessly invaded.

It is highly important, for example, that the state have reports of accidents in order to properly plan accident prevention in the fields of enforcement and highway construction. It is, however, unfair that persons who are required to give this information to serve these particular public purposes should thereby have their right of privacy invaded and highly personal information be made the subject of public curiosity or private commercial gain.

If this information is to be made available, it is certain that in a great many cases vital information will not be secured because the citizens are unwilling to submit information to public agencies which will be available to satisfy the curiosity or serve the commercial purposes of other individuals.

This type of private information has no relationship to freedom of the press because the information kept confidential by statute at the present time involves only the personal phases of the information, and that part of the information which is of public interest is available to newspapers and to others. The code of ethics of newspapers would not permit them to publish this highly personal private information.

In this particular instance amendments adopted to the bill in the other house accomplished a purpose which did not have the concurrence of the author, and the author, in recognition of the fact that this bill might invade the privacy of persons involved in accidents, concurs with me in the principles I have set forth and recommends that this bill be vetoed.

Accordingly, I am returning the bill without my signature.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

Message read, and ordered printed in the Journal.

Senate Bill No. 350 ordered placed on the unfinished business file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 8, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 202

Assembly Bill No. 2807

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, May 8, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 83
 Assembly Bill No. 84
 Assembly Bill No. 85
 Assembly Bill No. 86
 Assembly Bill No. 87
 Assembly Bill No. 102
 Assembly Bill No. 154
 Assembly Bill No. 155
 Assembly Bill No. 156
 Assembly Bill No. 169
 Assembly Bill No. 173
 Assembly Bill No. 286
 Assembly Bill No. 296
 Assembly Bill No. 298
 Assembly Bill No. 376
 Assembly Bill No. 410
 Assembly Bill No. 622
 Assembly Bill No. 623
 Assembly Bill No. 627
 Assembly Bill No. 726
 Assembly Bill No. 948

Assembly Bill No. 1207
 Assembly Bill No. 1211
 Assembly Bill No. 1396
 Assembly Bill No. 1884
 Assembly Bill No. 2038
 Assembly Bill No. 2040
 Assembly Bill No. 2045
 Assembly Bill No. 2046
 Assembly Bill No. 2047
 Assembly Bill No. 2048
 Assembly Bill No. 2055
 Assembly Bill No. 2057
 Assembly Bill No. 2061
 Assembly Bill No. 2064
 Assembly Bill No. 2065
 Assembly Bill No. 2276
 Assembly Bill No. 2360
 Assembly Bill No. 2416
 Assembly Bill No. 2426
 Assembly Bill No. 2471

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
 By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 83—An act to amend Section 28142 of the Government Code, relating to compensation for public services in counties of the forty-second class.

Referred to Committee on Local Government.

Assembly Bill No. 84—An act to amend Section 28146 of the Government Code, relating to compensation for public services in counties of the forty-sixth class.

Referred to Committee on Local Government.

Assembly Bill No. 85—An act to amend Section 28147 of the Government Code, relating to compensation for public service in counties of the forty-seventh class.

Referred to Committee on Local Government.

Assembly Bill No. 86—An act to amend Section 28150 of the Government Code, relating to compensation for public service in counties of the fiftieth class.

Referred to Committee on Local Government.

Assembly Bill No. 87—An act to amend Section 431 of the Education Code, relating to the county superintendent of schools of a county of the thirty-first class.

Referred to Committee on Local Government.

Assembly Bill No. 102—An act to amend Section 28158 of the Government Code, relating to compensation for public services in counties of the fifty-eighth class.

Referred to Committee on Local Government.

Assembly Bill No. 154—An act to amend Section 28157 of the Government Code, relating to compensation for public service in counties of the fifty-seventh class.

Referred to Committee on Local Government.

Assembly Bill No. 155—An act to amend Section 28154 of the Government Code, relating to compensation for public service in counties of the fifty-fourth class.

Referred to Committee on Local Government.

Assembly Bill No. 156—An act to amend Section 28152 of the Government Code, relating to compensation for public services in counties of the fifty-second class.

Referred to Committee on Local Government.

Assembly Bill No. 169—An act to amend Section 28131 of the Government Code, relating to compensation for public service in counties of the thirty-first class.

Referred to Committee on Local Government.

Assembly Bill No. 173—An act to amend Section 28139 of the Government Code, relating to compensation for public service in counties of the thirty-ninth class.

Referred to Committee on Local Government.

Assembly Bill No. 286—An act to amend Sections 5930, 5931 and 5970 of the Elections Code, relating to absent voting.

Referred to Committee on Elections.

Assembly Bill No. 296—An act to amend Section 3935.5 of the Elections Code, relating to elections.

Referred to Committee on Elections.

Assembly Bill No. 298—An act to repeal Section 7969 of the Elections Code, relating to elections.

Referred to Committee on Elections.

Assembly Bill No. 376—An act to amend Sections 1823 and 1825 of the Education Code, Sections 6580, 14053, 14654, and 20063 of the Health and Safety Code, Section 10630 of the Public Resources Code, and Sections 21650 and 41300 of the Water Code, relating to local elections.

Referred to Committee on Elections.

Assembly Bill No. 410—An act to amend Sections 3871, 3873, 3878, 3879, and 3880 of, and to repeal Section 3872 of, the Elections Code, relating to the presidential primary election.

Referred to Committee on Elections.

Assembly Bill No. 622—An act to add Section 74504.5 to the Government Code, relating to the municipal court in the City and County of San Francisco.

Referred to Committee on Local Government.

Assembly Bill No. 623—An act to amend Sections 74502, 74503 and 74504 of the Government Code, relating to the municipal court in the City and County of San Francisco.

Referred to Committee on Local Government.

Assembly Bill No. 627—An act to add Section 55503.5 to the Water Code, relating to county waterworks districts.

Referred to Committee on Local Government.

Assembly Bill No. 726—An act to amend Sections 5500, 5537, and 5538 of, and to add Sections 5500.1, 5537.1, 5537.2, 5537.3, 5537.4, and 5537.5 to the Business and Professions Code, relating to architecture.

Referred to Committee on Business and Professions.

Assembly Bill No. 948—An act to amend Section 29148 of the Government Code, relating to emergency expenditures by county.

Referred to Committee on Local Government.

Assembly Bill No. 1207—An act to amend Section 43069 of the Government Code, relating to taxation for local flood control works.

Referred to Committee on Local Government.

Assembly Bill No. 1211—An act to amend Sections 74042 and 74043 of, and to add Section 74043.1 to, the Government Code, relating to salaries of attaches of the Palo Alto-Mountain View Municipal Court.

Referred to Committee on Local Government.

Assembly Bill No. 1396—An act to amend Sections 22009, 22202, 22208, 22301, 22302 and 22303; to add Article 2.5 consisting of Sections 22150 and 22151 to Chapter 1, Part 4, Division 5, Title 2, and Section 22009.1; and to amend and renumber Section 22150 of the Government Code, relating to agreements for Social Security coverage of employees of public agencies and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1884—An act to amend Section 4607 of the Corporations Code, relating to construction corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 2038—An act to add Section 5524.5 to the Business and Professions Code, relating to proceedings of the California State Board of Architectural Examiners.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2040—An act to add Section 6505.5 to the Business and Professions Code, relating to proceedings of the State Board of Barber Examiners.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2045—An act to add Section 7008.5 to the Business and Professions Code, relating to proceedings of the Contractors' State License Board.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2046—An act to add Section 7309.5 to the Business and Professions Code, relating to proceedings of the State Board of Cosmetology.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2047—An act to add Section 1610.5 to the Business and Professions Code, relating to proceedings of the Board of Dental Examiners of California.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2048—An act to add Sections 9534.5 and 9536 to the Business and Professions Code, relating to proceedings of the State Board of Dry Cleaners.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2055—An act to add Section 3017.5 to the Business and Professions Code, relating to proceedings of the State Board of Optometry.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2057—An act to add Sections 2121 and 2122 to the Business and Professions Code, relating to proceedings of the Board of Medical Examiners of the State of California and the Board of Osteopathic Examiners of the State of California.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2061—An act to add Sections 9009.5 and 9016 to the Business and Professions Code, relating to proceedings of the Board of Social Work Examiners of the State of California.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2064—An act to add Sections 4808.5 and 4809.1 to the Business and Professions Code, relating to proceedings of the Board of Examiners in Veterinary Medicine.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2065—An act to add Sections 2851.5 and 2852.5 to the Business and Professions Code, relating to proceedings of the Board of Vocational Nurse Examiners of the State of California.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2276—An act to amend Section 11721 and to repeal Section 11009 of the Health and Safety Code, relating to persons under the influence of narcotics.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 2360—An act to amend Section 2802 of the Elections Code, relating to state central committees.

Referred to Committee on Elections.

Assembly Bill No. 2416—An act to add Section 32109 to the Health and Safety Code, relating to local hospital district boards.

Referred to Committee on Local Government.

Assembly Bill No. 2426—An act to amend Section 1241 of the Civil Code, relating to homesteads.

Referred to Committee on Judiciary.

Assembly Bill No. 2471—An act to amend Section 743 of the Welfare and Institutions Code, relating to commitments of young persons to the Youth Authority.

Referred to Committee on Judiciary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 8, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 2568
Assembly Bill No. 3008
Assembly Bill No. 3180
Assembly Bill No. 3560

Assembly Bill No. 3717
Assembly Bill No. 3948
Assembly Bill No. 4035

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 2568—An act to add Chapter 5 to Division 12, Part 3, of the Health and Safety Code, relating to fire protection districts.

Referred to Committee on Local Government.

Assembly Bill No. 3008—An act to add Section 26005 to Chapter 18 of Division 9 of the Business and Professions Code, relating to rehabilitation of alcoholics.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3180—An act to amend Sections 24402 and 24404 of the Education Code, relating to community recreation.

Referred to Committee on Local Government.

Assembly Bill No. 3560—An act to add Section 30701.6 to, and amend Section 31100 of, the Water Code, relating to county water districts.

Referred to Committee on Local Government.

Assembly Bill No. 3717—An act to add Section 74355 to the Government Code, relating to the municipal court established in a district embracing the City of San Diego.

Referred to Committee on Local Government.

Assembly Bill No. 3948—An act to add Sections 31304, 31428, and 31429 to the Water Code, relating to county water districts.

Referred to Committee on Local Government.

Assembly Bill No. 4035—An act to add Section 26613 to the Government Code, relating to the powers and duties of the sheriff in counties exceeding 3,000,000 population.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 8, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 118

Assembly Concurrent Resolution No. 155

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 118 Relative to posting boundaries by the Department of Fish and Game.

Referred to Committee on Fish and Game.

Assembly Concurrent Resolution No. 155 Relative to the Republic of Mexico's Ninety-fifth Anniversary of the Cinco de Mayo.

Resolution ordered placed on file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Committee on Rules has appointed the following members to a Funeral Committee to attend the funeral of the late Assemblyman Thomas J. Doyle in Los Angeles, Friday, May 10th: Senators Busch, Dilworth, McBride, and Harold T. Johnson.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 545

Senate Concurrent Resolution No. 107

Senate Concurrent Resolution No. 119

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 79

Senate Bill No. 1591

Senate Bill No. 279

Senate Bill No. 1995

Senate Bill No. 1232

Senate Bill No. 2653

Senate Bill No. 1517

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 242

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 157

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 439

Senate Constitutional Amendment No. 21

Senate Bill No. 493

Senate Constitutional Amendment No. 37

Senate Concurrent Resolution No. 91

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Assembly Bill No. 1734

Assembly Bill No. 2261

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 2453

Has had the same under consideration, and reports the same back with the recommendation: Be adopted, be re-referred to Committee on Rules for assignment to proper interim committee for study.

DONNELLY, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 1934

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 403

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Assembly Bill No. 405

Assembly Bill No. 831

Assembly Bill No. 407

Assembly Bill No. 1107

Assembly Bill No. 700

Assembly Bill No. 1279

Assembly Bill No. 701

Assembly Bill No. 1392

Assembly Bill No. 774

Assembly Bill No. 1535

Assembly Bill No. 775

Assembly Bill No. 1886

Assembly Bill No. 785

Assembly Bill No. 2193

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, May 7, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:

Assembly Bill No. 1822

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DORSEY, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:
Senate Bill No. 1350

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BREED, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 704

Assembly Bill No. 617

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ED. C. JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 188

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ED. C. JOHNSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 1790

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ED. C. JOHNSON, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 621

Senate Bill No. 1211

Senate Bill No. 2643

Senate Bill No. 2503

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DESMOND, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 614

Senate Bill No. 589

Senate Bill No. 625

Senate Bill No. 957

Senate Bill No. 1333

Senate Bill No. 1658

Senate Bill No. 2274

Senate Bill No. 2514

Senate Bill No. 2659

Senate Bill No. 2668

Assembly Bill No. 323

Assembly Bill No. 678

Assembly Bill No. 1340

Assembly Bill No. 1342

Assembly Bill No. 2260

Assembly Bill No. 3323

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DESMOND, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, MAY 8, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 885

Senate Bill No. 1645

Senate Bill No. 890

Senate Bill No. 1646

Senate Bill No. 981

Senate Bill No. 1647

Senate Bill No. 1221

Senate Bill No. 2278

Senate Bill No. 1644

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to proper interim committee for study of policy.

DESMOND, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, MAY 8, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 900

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DESMOND, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, MAY 8, 1957

MR. PRESIDENT: The Chairman of the Committee on Government Efficiency, to which were referred:

Senate Bill No. 1719

Senate Bill No. 1720

Senate Bill No. 1912

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO READ BILLS SECOND TIME

Senator Desmond moved that Senate Bills Nos. 1719, 1720, and 1912 be read second time for the purpose of adopting author's amendments submitted by the Committee on Governmental Efficiency.

Motion carried.

MOTION TO AMEND SENATE BILL NO. 1719

Senator Burns moved that Senate Bill No. 1719 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1719—An act to amend Section 24878 of, and to add Section 25600.1 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "25600.1", and insert "25503.1".

Amendment No. 2

On page 1, line 19, strike out "25600.1", and insert "25503.1".

Amendment No. 3

On page 1, line 20, strike out "25600.1", and insert "25503.1".

Amendment No. 4

On page 1, line 21, strike out "a wine grower or wholesaler", and insert "any manufacturer, wine grower, manufacturer's agent, rectifier, distiller, bottler, importer, or wholesaler, or any officer, director, or agent of any such person".

Amendment No. 5

On page 1, line 22, strike out "wine", and insert "alcoholic beverages manufactured".

Amendment No. 6

On page 1, line 25, strike out ", to stock"; strike out all of lines 26 and 27; and in line 28, strike out "such premises".

Amendment No. 7

On page 2, strike out lines 1 to 10, inclusive, and insert

"(b) Only in connection with alcoholic beverages manufactured, produced or sold by such licensee, to furnish, give, lend, rent or sell decorations and decorative materials, including holiday decorations, paintings and pictures, to an off-sale retail licensee for use in the windows and elsewhere in the interior of the retail premises in connection with advertising and promotional material or displays in the premises of such retailer; provided, that the total original cost of all such decorations and decorative materials, including holiday decorations, paintings and pictures furnished by any licensee and in use at any one time in any one off-sale retail premise does not exceed fifteen dollars (\$15); and provided, that the licensee or any officer, director or agent of such licensee shall not directly or indirectly pay or credit the retailer for the display of such decorations or decorative materials or for any expense incidental to their operation."

Amendment No. 8

On page 2, line 12, strike out "wine of such wine grower or wholesaler", and insert "alcoholic beverages of such licensee".

Amendment No. 9

On page 2, line 14, strike out "wine", and insert "alcoholic beverages".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 1720

Senator Burns moved that Senate Bill No. 1720 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1720—An act to amend Section 23402 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 23402 of the Business and Professions", and insert "add Section 172.6 to the Penal".

Amendment No. 2

On page 1, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. Section 172.6 is added to the Penal Code, to read:

172.6 The provisions of Sections 172 and 172a of this code shall not apply to the sale, gift or exposing or offering for sale of alcoholic beverages by a licensee under the Alcoholic Beverage Control Act within the premises occupied by any bona fide hotel which is situated within one mile of the grounds belonging to the University of California at Berkeley, if the hotel meets all of the following requirements.

(a) The number of rooms available for occupancy of guests of said hotel shall not be less than 200 rooms.

(b) The hotel shall have been established and operated in the City of Berkeley for not less than 40 years continuously.

(c) The hotel shall be situated west of Shattuck Avenue in Berkeley, shall maintain and operate in good faith a dining room or restaurant or other bona fide public eating place for selling and serving meals to the public for consumption upon the premises.

(d) The premises occupied by the hotel shall be owned or leased by such licensee or by a corporation, at least 75 percent of whose capital stock is owned by such licensee."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 1912

Senator Brown moved that Senate Bill No. 1912 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1912—An act to add Section 24045.2 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 29, 1957, after "act", insert "to add Article 6 (commencing at Section 23095) to Chapter 1.5 of Division 9 of,".

Amendment No. 2

In line 2 of the title, after "24045.2", insert ", and to amend Section 25761 of,".

Amendment No. 3

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Article 6 (commencing at Section 23095) is added to Chapter 1.5 of Division 9 of the Business and Professions Code, to read:

Article 6. Stay of Suspension

23095. Whenever a decision of the department suspending a license for 30 days or less becomes final, whether by failure of the licensee to appeal the decision or by exhaustion of all appeals and judicial review, the licensee may, before the operative date of such suspension, petition the department for permission to pay into the Alcohol Beverage Control Fund a sum of money in lieu of serving such suspension. Upon the receipt of such a petition, the department shall cause such investigation to be made as it deems desirable and may grant such petition if it is satisfied (a) that public convenience and necessity would be better served by permitting the licensee to operate during the period set for suspension and that the payment of the sum of money will achieve the desired disciplinary purpose; (b) that the books and records of the licensee are kept in such a manner that the monetary loss which the licensee would have suffered had such suspension gone into effect can be determined with reasonable accuracy; and (c) that the sum of money offered by the licensee is in excess of three times the net profit computed without relationship to taxes which it could be anticipated the licensee would derive from his alcoholic beverage business during the period of suspension.

23096. If the department makes the findings required in Section 23095, it shall communicate such findings to the licensee who shall thereupon pay the sum stipulated to the State Treasury for deposit in the Alcohol Beverage Control Fund. Upon such payment, the department shall enter its further order permanently staying the imposition of the suspension.

23097. In connection with any such petition, the authority of the department is limited to the granting of such stays as are necessary for it to complete its investigation and make its findings and, if it makes such findings, to the granting of an order permanently staying the imposition of the suspension. If the suspension was imposed as a result of an accusation filed by another public officer acting in his official capacity, the department shall not order such permanent stay of suspension without the written concurrence of such other public officer.

23098. If the department does not make the findings required in Section 23095, and does not order the suspension permanently stayed, the suspension shall go into effect on the operative date finally set by the department. The department's failure to make such findings or order such stay are not subject to review by the Alcoholic Beverage Control Appeals Board or by any court.

SEC. 2. Section 24045.5 is added to said code, to read:".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, after line 8, insert

"SEC. 3. Section 25761 of said code is amended to read:

25761. All money collected as license fees, *as payments under Section 23096*, and under the excise tax provisions of this division or Part 14 of Division 2 of the Revenue and Taxation Code shall be deposited in the State Treasury to the credit of the Alcohol Beverage Control Fund, which fund is continued in existence.

The money in the Alcoholic Beverage Control Fund is appropriated as follows:

(a) *Ninety percent of all money collected from license fees, [except an amount equal to the amount by which the revenue produced by the rate of fees fixed by statute and board rule and in effect on and after July 1, 1954, and as thereafter modified, exceeds the revenue which would be produced by the rate of fee fixed by statute and board rule and in effect immediately prior to that date.] except amounts deposited in the fund pursuant to Section 23959, and of all money collected from payments made under Section 23095,* shall be paid semi-annually to the counties, cities and counties, and cities of this State in the proportion that the amount of the fees collected in the particular county, city and county, or city bears to the total amount collected throughout the State. The Controller shall, during the months of April and October of the year, draw his warrants upon the fund in favor of the treasurer of each county, city and county, and city for the amount to which each is entitled under this section.

(b) Such amount as is necessary for the allowance of the refunds provided for in this division or Part 14 of Division 2 of the Revenue and Taxation Code.

(c) Any remaining balance shall be transferred to the General Fund on the order of the Controller.

[(d) For the purposes of this section, 10 percent of each fee for an off-sale general license due and payable on and after July 1, 1955, shall be deemed to be the amount by which the revenue produced by such fee exceeds the revenue which would be produced by the rate of such fee fixed by statute and board rule and in effect immediately prior to July 1, 1954.]

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Gibson moved that Senate Bill No. 55 be taken from the inactive file and placed on the second reading file.

Motion carried.

Request for Unanimous Consent

Senator Gibson asked for, and was granted, unanimous consent to take up Senate Bill No. 55, at this time, for consideration.

CONSIDERATION OF SENATE BILL NO. 55

Senate Bill No. 55 An act to add Chapter 7.5 (commencing with Section 8201) to Part 2 of, and to add Part 2.5 (commencing with Section 8298.01) to, Division 9 of the Streets and Highways Code, relating to grade crossings.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 6, of the printed bill, as amended in Senate April 4, 1957, after line 14, insert

"SEC. 2. This act becomes operative only if Senate Constitutional Amendment No. 21, or Senate Constitutional Amendment No. 37, is adopted by the people at the next general election, and in such case at the same time as said amendment."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

MOTION TO PRINT REPORT

Senator Cobey moved that the following report submitted by the Senate Committee on Fish and Game be printed in the Journal in 10-point type.

Motion carried.

REPORT OF SUBCOMMITTEE ON FISH AND GAME REVENUE

To: *Senator Ed. C. Johnson, Chairman, and*

Members of the Senate Committee on Fish and Game

DEAR SIRs: Your Subcommittee on Fish and Game Revenue has had under consideration Senate Bill No. 325, Assembly Bill No. 2627 and Assembly Bill No. 2628 and reports back with the following recommendations:

1. That Senate Bill No. 325 be amended to provide for the following: a five-dollar all-purpose sport fishing license; a four-dollar general fishing license which could be used for all species except trout; a three-dollar fishing license which could be used for ocean fishing only; a one-dollar increase in the general hunting license; a one-dollar increase in deer tags; a one-dollar increase in pheasant tags; and a ten-dollar increase in commercial fishing licenses.

2. That Senate Bill No. 325 be further amended to provide an appropriation not to exceed \$250,000 for a complete study of the policies, plans and programs of the Department of Fish and Game either by the Legislative Auditor or a contracting agency selected by him.

3. That Senate Bill No. 325 be further amended to provide that the new revenue provided herein not be reflected in increased commissions retained by license agents and that such retention of funds by agents be frozen at existing levels.

4. That Assembly Bill No. 2627 and Assembly Bill No. 2628 be held in committee for the present.

We wish to express our sincere appreciation to the staffs of the Department of Finance, Legislative Auditor, Department of Fish and Game and Legislative Counsel who aided us in analyzing and examining these bills.

Respectfully submitted,

JAMES A. COBEY, Chairman
GEORGE MILLER, JR.
JOHN A. MURDY, JR.

Analysis of Senate Bill No. 325

(As Proposed to be Amended in Senate May 8, 1957)

(Legislative Auditor—May 8, 1957)

Additional Revenue: \$3,228,000 for full fiscal year operation.

Analysis:

As amended, it is estimated that Senate Bill No. 325 will result in an increased revenue to the Department of Fish and Game in the amount of \$3,228,000 in a full fiscal year operation according to the following schedule:

<i>License classification</i>	<i>Fee</i>	<i>License buyers</i>	<i>Fee increase</i>	<i>Additional revenue</i>
Fishing				
Sport fishing				
* Pacific Ocean only-----	\$3	168,000	None	—
† General (inclusive of steel-head trout and all other species of fish except other trout) -----	4	630,000	\$1	\$630,000
‡ All purpose-----	5	574,000	2	1,148,000
Commercial fishing-----	20	10,000	10	100,000
Hunting				
Resident hunting -----	4	650,000	1	650,000
Deer tags-----	2	475,000	1	475,000
Pheasant tags-----	2	225,000	1	225,000
Total additional revenue----				\$3,228,000

(Total angling license sales (estimate) 1,400,000)

* 12% of total estimated to fish Pacific Ocean exclusively

.12 × 1,400,000 = 168,000 license sales

† 45% of total estimated in this category

.45 × 1,400,000 = 630,000 license sales

‡ 43% of total estimated in this category

—2% estimated sales resistance

.41 × 1,400,000 = 574,000 license sales

Effect of Senate Bill No. 325 on Fish and Game Preservation Fund in Fiscal Year 1957-58

(Legislative Auditor—May 8, 1957)

Angling licenses to be effective January 1, 1958.

Hunting licenses to be effective July 1, 1958.

Additional revenue as a result of Senate Bill No. 325 in Fiscal Year 1957-58:

Hunting -----	None
Angling	
Average percentage of total fishing license sales January 1st to June 30th:	
Angling, 65 percent of estimated additional revenue from full fiscal year operation -----	\$1,155,700
Commercial, 50 percent of estimated additional revenue from full fiscal year operation -----	50,000

To be applied against estimated 1957-58 deficit ----- \$1,205,700

Currently estimated deficit in Fiscal Year 1957-58	1,277,019
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Estimated deficit on application of income from Senate Bill No. 325 during Fiscal Year 1957-58	71,319
Estimated condition of Fish and Game Preserva- tion Fund on June 30, 1957	2,736,739
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Estimated condition of Fish and Game Preserva- tion Fund on June 30, 1958	\$2,665,420
Reserved for Fish and Game Departmental Functional Survey	250,000
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Net condition of Fish and Game Preservation Fund on June 30, 1958	\$2,415,420

CALL OF THE SENATE

Senator Short moved a call of the Senate.

Motion carried.

Time, 3.30 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE MOTION TO RESET SPECIAL ORDER

Senator Short moved that Senate Bills Nos. 245 and 244 be made a special order of business for Wednesday, May 8, 1957, at 4 p.m.

Motion carried.

CONSIDERATION OF DAILY FILE MOTIONS TO RECONSIDER

Assembly Bill No. 1539—An act to repeal Section 1620 of the Streets and Highways Code and to amend Section 771 of the Vehicle Code, relating to county highway funds.

Motion to Reconsider Waived

Senator Teale waived his motion to reconsider the vote whereby Assembly Bill No. 1539 was passed.

Assembly Bill No. 1539 ordered transmitted to the Assembly.

SECOND READING OF SENATE BILLS

Senate Bill No. 1603—An act to amend Sections 11517, 11510, and 11521 of the Government Code and Section 110.5 of the Business and Professions Code, relating to administrative procedure.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Senate April 8, 1957, strike out "may", and insert "shall, unless waived by the parties,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 1397—An act to add Chapter 3e to Title 14 of Part 4 of Division 3 of the Civil Code, relating to liens of persons who advance money on the security of raw materials, parts, goods in process of manufacture and finished goods, and to amend Section 3017 of the Civil Code, relating to assignment of accounts receivable.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate April 23, 1957, strike out lines 44 and 45, and insert "his principal place of business within this State, and".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1689—An act to amend Section 1026a of the Penal Code, relating to mental illness.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On line 16 of the printed bill, strike out "90 days have", and insert "one year has".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2551—An act to add Section 148.1 to the Penal Code, relating to false reports of the planting of bombs and explosives.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Senate April 9, 1957, strike out "building, train, airplane, or motor bus," and insert "public or private place".

Amendment No. 2

On page 1, line 18, strike out "felony.", and insert "crime punishable by imprisonment in the state prison not to exceed three years, or imprisonment in the county jail not to exceed one year."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 878—An act to amend Section 1242 of the Civil Code, relating to homesteads.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 15 through 23, of the printed bill, as amended in Senate March 20, 1957, strike out "The fact that any such conveyance or encumbrance so made shall be recorded before or after recordation of said conveyance between the spouses shall not affect its validity if the instrument so conveying or encumbering the homestead property shows a date of acknowledgment subsequent to the date of acknowledgment of said conveyance between the spouses as shown by the instrument purporting to effect such conveyance."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 36—An act to amend Section 660 of the Code of Civil Procedure, relating to orders ruling on motions for new trials.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 570—An act to amend Section 1552.6 of the Welfare and Institutions Code, relating to the location and prosecution of parents of abandoned children.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 881—An act to add Section 2710 to the Penal Code, relating to disposition of surplus products of industrial enterprises.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 932—An act to add Section 1193.2 to the Code of Civil Procedure, relating to mechanics' liens.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1049—An act to add Sections 6062a and 6063a to, and to amend Sections 6063, 6064, 6065 and 6066 of, the Government Code, relating to publication of legal notices.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1050—An act to amend Section 413 of the Code of Civil Procedure, relating to publication of summons.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1052—An act to amend Sections 327, 780, and 1201 of the Probate Code, relating to probate proceedings.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1604—An act to amend Section 11502 of the Government Code, and Section 110.5 of the Business and Professions Code, relating to hearing officers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1625—An act to add Section 27295 to the Government Code, relating to the recordation of redevelopment documents.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1651—An act to amend Section 3075 of the Penal Code, relating to county boards of parole commissioners.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1989—An act to amend Sections 658 and 660 of the Civil Code, relating to growing trees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2657—An act to amend Section 200 of the Code of Civil Procedure, relating to jury duty.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2663—An act to add Section 6300.5 to the Corporations Code, relating to service of process on out-of-state publishers in defamation actions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1955—An act to amend Section 1394 of the Labor Code, relating to labor and employment relations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1002—An act to amend Section 1352.1 of the Labor Code, relating to working hours of women employed in executive, administrative or professional capacity.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 54—An act to add Section 104.10 to the Streets and Highways Code, relating to property acquired for future state highway needs.

Bill read second time.

Motion to Re-refer Senate Bill No. 54

Senator Donnelly moved that Senate Bill No. 54 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 685—An act to amend Section 488 of the Vehicle Code, relating to accident reports.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1151—An act to amend Section 2110 of the Streets and Highways Code, relating to Highway Users Fund.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1170—An act to amend Section 2107.5 of the Streets and Highways Code, relating to engineering expenses for city streets.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1460—An act to add Section 142.6 to the Vehicle Code, relating to vehicle registration.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2660—An act to amend Section 670 of the Vehicle Code, relating to brakes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 799—An act providing for an investigation and study of the feasibility of financing and constructing a toll bridge, toll tube, or other toll highway crossing across San Francisco Bay from San Francisco to the Tiburon Peninsula in Marin County by way of Angel Island, and the inclusion of rapid transit facilities thereon, including necessary surveys, plans, estimates of costs, and preliminary engineering, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, lines 7 and 8, of the printed bill, strike out "between the Ferry Building and Van Ness Avenue", and insert "west of the Ferry Building".

Amendment No. 2

On page 1, line 14, after the period, insert "Provided, however, that the department shall hold public hearings in the City and County of San Francisco and in the County of Marin after notice to the boards of supervisors of said counties of the time and place of such public hearing and that the approaches to any bridge recommended by the department shall not be adopted until approved by the boards of supervisors of the City and County of San Francisco and of the County of Marin."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2276—An act to amend the title of Article 3 (commencing with Section 8721) of Chapter 3 of Part 3 of Division 2 of, and Sections 8607, 8715, 8721, 8722, 8723, 8732, 9151 and 9351 of, and to add Sections 8612, 8712.5, 8751.5 and 8994.5 to, and to repeal Sections 8724 and 8731 of, the Revenue and Taxation Code, relating to the use fuel tax, to provide for the collection of the tax by vendors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 2, line 24, of the printed bill, as amended May 2, 1957, strike out "at places".

Amendment No. 2

On page 2, strike out lines 25 and 26, and insert "into storage and dispensing facilities primarily used for the sale of fuel to users where delivery is into fuel tanks. Where a".

Amendment No. 3

On page 2, line 32, strike out "as to location".

Amendment No. 4

On page 2, line 33, strike out "for his business as a vendor", and insert "primarily for the sale of fuel to users and delivery into fuel tanks".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 580—An act to add Section 1208 to the Penal Code, relating to performance of work by county jail prisoners outside county jails.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 1, 1957, strike out lines 17 and 18, and insert "authorize the person to secure employment for himself in the county."

Amendment No. 2

On page 1, strike out all of line 24; and in line 25, strike out "prisoner, the administrator", and insert "prisoner to secure employment for himself, the prisoner".

Amendment No. 3

On page 2, line 18, strike out "If sufficient funds are available after"; strike out all of lines 19 and 20; and in line 21, strike out "existing debts of the prisoner."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 769—An act to amend Sections 73522 and 73523 of, and to add Sections 73525 to, the Government Code, relating to the municipal court in the Cities of Burlingame and San Mateo.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert "salary of seven thousand three hundred sixty-eight dollars (\$7,368)."

Amendment No. 2

On page 1, strike out lines 8 to 17, inclusive, and insert

"(a) One chief deputy clerk who shall receive a salary of three hundred seventy-one dollars (\$371) a month and annual increments of twenty-one dollars (\$21), twenty-three dollars (\$23), twenty-four dollars (\$24), and twenty-five dollars (\$25) to a maximum of four hundred sixty-four dollars (\$464) a month.

(b) One deputy clerk, Class III, who shall receive a salary of three hundred thirty-two dollars (\$332) a month and annual increments of nineteen dollars (\$19), twenty dollars (\$20), twenty-one dollars (\$21), and twenty-three dollars (\$23) to a maximum of three hundred seventy-one dollars (\$371) a month.

(c) Three deputy clerks, Class II, each of whom shall receive a salary of two hundred ninety-seven dollars (\$297) a month and annual increments of seventeen dollars (\$17), eighteen dollars (\$18), nineteen dollars (\$19), and twenty dollars (\$20) to a maximum of three hundred seventy-one dollars (\$371) a month.

(d) Three deputy clerks, Class I, each of whom shall receive a salary of two hundred sixty-six dollars (\$266) a month and annual increments of fifteen dollars (\$15), sixteen dollars (\$16), seventeen dollars (\$17), and eighteen dollars (\$18) to a maximum of three hundred thirty-two dollars (\$332) a month."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 770—An act to amend Sections 74302 and 74303 of, and to add Section 74305 to, the Government Code, relating to the municipal court in the Cities of San Carlos and Redwood City.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert "salary of seven thousand three hundred sixty-eight dollars (\$7,368)."

On page 1, strike out lines 8 to 24, inclusive, and insert

"(a) One chief deputy clerk who shall receive a salary of three hundred seventy-one dollars (\$371) a month and annual increments of twenty-one dollars (\$21), twenty-three dollars (\$23), twenty-four dollars (\$24), and twenty-five dollars (\$25) to a maximum of four hundred sixty-four dollars (\$464) a month.

(b) Two deputy clerks, Class II, each of whom shall receive a salary of two hundred ninety-seven dollars (\$297) a month and annual increments of seventeen dollars (\$17), eighteen dollars (\$18), nineteen dollars (\$19), and twenty dollars (\$20) to a maximum of three hundred seventy-one dollars (\$371) a month.

(c) Seven deputy clerks, Class I, each of whom shall receive a salary of two hundred sixty-six dollars (\$266) a month and annual increments of fifteen dollars (\$15), sixteen dollars (\$16), seventeen dollars (\$17), and eighteen dollars (\$18) to a maximum of three hundred thirty-two dollars (\$332) a month."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 771—An act to amend Sections 73602 and 73603 of, and to add Section 73605 to, the Government Code, relating to the municipal court in the Cities of Daly City and South San Francisco.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert "salary of seven thousand three hundred sixty-eight dollars (\$7,368)."

Amendment No. 2

On page 1, strike out lines 8 to 19, inclusive, and insert

"(a) Three deputy clerks, Class II, each of whom shall receive a salary of two hundred ninety-seven dollars (\$297) a month, and annual increments of seventeen dollars (\$17), eighteen dollars (\$18), nineteen dollars (\$19), and twenty dollars (\$20) to a maximum of three hundred seventy-one dollars (\$371) a month.

(b) Four deputy clerks, Class I, each of whom shall receive a salary of two hundred sixty-six dollars (\$266) a month, and annual increments of fifteen dollars (\$15), sixteen dollars (\$16), seventeen dollars (\$17), and eighteen dollars (\$18) to a maximum of three hundred thirty-two dollars (\$332) a month."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2662—An act to permit housing authorities functioning in certain counties to contract with school districts for improvements, services, and facilities.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1792—An act to add Section 2016.5 to the Welfare and Institutions Code, relating to aid to the aged.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 2, 1957, between lines 5 and 6, insert

"SECTION 1. Section 2016.5 is added to the Welfare and Institutions Code, to read:".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2388—An act to amend Sections 2164 and 3047 of the Welfare and Institutions Code, relating to the protection, care, and assistance of children, aged persons, and others specially in need thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended on April 25, 1957, strike out "acquired or".

Amendment No. 2

On page 2, line 5, strike out "acquired or".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 884—An act to amend Section 1188.1 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 2, of the printed bill, as amended in the Assembly April 5, 1957, after "chapter", insert ", if any,".

Amendment No. 2

On page 2, line 3, after "advances", strike out ", if any,".

Amendment No. 3

On page 2, line 6, after "trust", insert "; provided, that the priority of such mortgage or deed of trust shall not exceed in total for both obligatory advances made in accordance with the commitment of the lender and other advances the amount of the original obligatory commitment of the lender as shown in said mortgage or deed of trust".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Assembly Bill No. 1447—An act to add Section 1677 to the Civil Code, relating to unlawful contracts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, strike out lines 3 to 11, and insert "1677. Every written contract for the sale or lease of any fixture, including, but not limited to, any water softener, or any addition to or remodeling of any existing dwelling is voidable by the buyer or lessee if such buyer or lessee is induced to enter into the contract by a promise of the seller or lessor to give to the buyer or lessee bonuses or anything of value, including a discount on the purchase price, for (a) sale of such fixture or of similar additions or remodeling, as the case may be, to be made by the buyer or lessee or to be made by the seller or lessor on the basis of leads furnished by the buyer or lessee, or for (b) the use or display of the fixture, addition, or remodeling at or in the buyer's or lessee's dwelling."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1880 An act to amend Section 69991 of the Government Code, relating to official reporters.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 8, 1957, strike out "Section 69991", and insert "Section 28117".

Amendment No. 2

In line 2 of the title, strike out "official reporters", and insert "public officers and employees".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 to 17, inclusive, and insert

"SECTION 1. Section 28117 of the Government Code is amended to read: 28117. In a county of the seventeenth class the following shall receive as compensation for the services required of them by law or by virtue of their offices the following sums:

(a) The auditor, [seven thousand two hundred dollars (\$7,200)] *nine thousand three hundred dollars (\$9,300)* a year and he shall act as *ex officio* controller without compensation.

(b) The district attorney, [ten thousand dollars (\$10,000)] *thirteen thousand five hundred dollars (\$13,500)* a year, and he shall not engage in private practice.

(c) Each supervisor, six thousand dollars (\$6,000) a year and mileage at the rate of ten cents (\$0.10) for each mile traveled to and from the meetings of the board. Only one mileage at any one session of the board shall be allowed. The county may furnish automobiles to the supervisors for use on any trips taken in performance of their official duties for which mileage would otherwise be allowed. All expenses for fuel, oil, supplies, upkeep, and maintenance of the automobiles shall be paid from county funds. The use of automobiles is in lieu of any other mileage.

(d) Grand jurors shall receive five dollars (\$5) for each day's attendance and trial jurors in the superior court shall receive five dollars (\$5) for each day's attendance. Grand jurors and trial jurors in the superior court shall receive ten cents (\$0.10) for each mile from their residences to the county seat, to be allowed for each day the jurors are required to and do attend. For attending as a member of a committee of the grand jury, for each day's attendance on the committee, five dollars (\$5) and mileage at the rate of ten cents (\$0.10) a mile. The court shall make an order directing the auditor to draw his warrant on the county treasury for the amounts due, and the auditor, unless otherwise specifically ordered, shall draw warrants on the first and fifteenth days of each month, and the treasurer shall pay the warrants.

[The compensation provided by this section shall be payable to incumbent officers.]

SEC. 2. Neither the increases in salary authorized in Section 28117 for the auditor and district attorney, the requirement that the auditor act as ex officio controller without compensation, or the prohibition against the district attorney engaging in private practice shall become operative during the present terms of the incumbent auditor and district attorney."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1881—An act to amend Sections 73826 and 73829 of the Government Code, relating to official court reporters.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 73826 and 73829", and insert "Section 73826".

Amendment No. 2

On page 1, strike out lines 10 to 16, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1866—An act to amend Section 69749 of the Government Code, relating to sessions of the superior court.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Assembly March 27, 1957, after "city", insert "other than the county seat".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2680—An act to amend Section 8200 of the Government Code, relating to notaries public.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill as amended in Assembly March 29, 1957, strike out "Section 8200", and insert "Sections 8200 and 8205.1".

PRINTER'S NOTE—There being no 7-point strikethrough type available, the material which should appear in strikethrough type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, between lines 11 and 12, insert

"SEC. 2. Section 8205.1 of said code is amended to read:

8205.1. [Except as limited in Section 8203.2 of this chapter, a notary public shall set in his official capacity only within a county for which he is appointed;

provided, that in connection with the taking of depositions any notary public may act as such in any county in this State.] No person shall be appointed a notary public for more than one county, except that the same person may be separately appointed for the county of his residence and the county where he has his principal place of business or employment."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2900—An act to amend Sections 1744 and 1745 of the Code of Civil Procedure, relating to conciliation proceedings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Assembly March 27, 1957, strike out "2", and insert "3".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 41—An act to amend Section 337.6 of the Code of Civil Procedure, relating to the statute of limitations applicable to actions on bonds or coupons.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1615—An act to amend Section 2982 of the Civil Code, relating to conditional sales of motor vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1759—An act to amend Section 2982 of the Civil Code, relating to conditional sales of motor vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1861—An act to amend Section 411 of the Code of Civil Procedure, relating to the service of summons in a suit against a county, city or town.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2786—An act to amend Section 1741 of the Code of Civil Procedure and Section 572 of the Welfare and Institutions Code, relating to the designation of judges of the superior court to serve in the conciliation court and the juvenile court.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3235—An act to amend Section 6103.1 of the Government Code, relating to the inapplicability of Section 6103 of the Government Code providing for exemption from fees for official services.

Bill read second time, and ordered to third reading.

Assembly Bill No. 746—An act to amend Section 651 of the Unemployment Insurance Code, relating to the definition of "employment".

Bill read second time, and ordered to third reading.

Assembly Bill No. 1985—An act to add Section 654 to the Unemployment Insurance Code, relating to the definition of "employment".

Bill read second time, and ordered to third reading.

Assembly Bill No. 1663—An act to amend Sections 3860 and 3861 of the Labor Code, relating to attorney's fees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2614—An act to amend Section 1944 of the Labor Code, relating to the employment of aliens by local hospital districts and county hospitals.

Bill read second time, and ordered to third reading.

Assembly Bill No. 780—An act to amend Section 1777.5 of the Labor Code, relating to public works.

Bill read second time, and ordered to third reading.

Assembly Bill No. 599—An act to add Section 270.5 to the Labor Code and to amend Section 272 of the Labor Code, relating to security for payment of wages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 4123—An act to amend Section 1850 and to add Section 1851.5 to the Labor Code, relating to the employment of aliens on public works.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1132—An act to amend Section 646 of the Vehicle Code, relating to equipment of motor vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1134—An act to amend Sections 221 and 222 of, and to add Section 221.5 to, the Vehicle Code, relating to motor vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1136—An act to add Section 643 to the Vehicle Code, relating to reflectors on vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1137—An act to add Section 645.5 to the Vehicle Code, relating to equipment on motor vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1141—An act to amend Section 140 of the Vehicle Code, relating to registration requirement of a vehicle.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1216—An act to amend Section 675.5 of the Vehicle Code, relating to safety glass on motor vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1606—An act to amend Section 650.6 of the Vehicle Code, relating to lamps on vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1620—An act to add Section 514.5 to the Vehicle Code, relating to speed limits.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1799—An act to amend Section 471.1 of the Vehicle Code, relating to traffic laws.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1802—An act to amend Section 697 of the Vehicle Code, relating to size of vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1803—An act to amend Section 673 of the Vehicle Code, relating to vehicle equipment.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2111—An act to amend Sections 158, 164, 180, 205 and 375 of the Vehicle Code, relating to license plates.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2190—An act to amend Section 445.1 of the Vehicle Code, relating to driver training schools.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3256—An act to amend Section 30657 of the Streets and Highways Code, relating to San Francisco Bay crossings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 14, of the printed bill, after the period, insert "The expenditure of money in the State Highway Fund for the construction of any of the approaches described in Section 30654 which are part of the State Highway System shall be restricted to money in that fund available for construction of state highways which is required, under Section 188.4, to be expended in the county in which such approaches are located."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2154—An act to add Sections 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, and 45, to the Fresno Metropolitan Flood Control Act (Ch. 503, Stats. 1955), relating to annexation and exclusion.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, after "37," insert "38,".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3227 An act to add Article 7.5 (comprising Sections 53840 to 53844, inclusive) to Chapter 4 of Part 1 of Division 2 of Title 5 of the Government Code, relating to county short-term loans, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 43, of the printed bill, as amended in Assembly April 11, 1957, after "therefrom", insert "the interest on deposits of school districts which shall accrue to the general funds of the respective school districts,".

Amendment No. 2

On page 2, line 45, after "Code", insert ", and moneys on deposit in court in eminent domain actions pursuant to order of court to secure immediate possession".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1561 An act to add Section 377 to the Education Code, relating to the county superintendent of schools, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1764 An act to amend Section 13911 of, and to add Section 13912 to the Public Utilities Code, relating to the annexation of territory to municipal utility districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1766 An act to amend Sections 72702, 72702.5, 72703, 72704, 72705, 72705.5, 72751, 72752, 72753, 72754, 72755, 72756, 72640, 72645, 72646, 72647, 72649, 72650, and 72720 of, and to add Sections 72704.5, 72760 and 72721 to, the Government Code, all relating to the officers and attaches of municipal courts in Los Angeles County.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2132 An act to amend an act entitled "Los Angeles County Flood Control Act" approved June 12, 1915, as amended, by amending Sections 3.6 and 13 $\frac{3}{4}$ thereof, relating to water conservation and flood control, and declaring the urgency thereof to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2415 An act to amend Section 32132 of the Health and Safety Code, relating to district hospitals.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2523—An act to amend Section 32002.3 of the Health and Safety Code, relating to district hospital elections.

Bill read second time, and ordered to third reading.

Assembly Bill No. 122 An act to add Sections 14002.5, 14002.6 and 14002.7 to the Education Code, relating to school district employees, and making an appropriation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 346—An act to add Section 23010.1 to the Government Code, relating to the loan of funds to county fire protection districts for the acquisition of real or personal property and the construction of structures needed for district purposes.

Bill read second time, and ordered to third reading.

Assembly Bill No. 355—An act to amend Section 19210 of the Streets and Highways Code, relating to highway lighting districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 356—An act to add Chapter 18 to Part 4 of Division 14 of the Streets and Highways Code, relating to highway lighting districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 525—An act to amend Sections 14401 and 14549 of the Health and Safety Code, relating to county fire protection districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 609—An act adding Article 3 to Chapter 4 of Title 7 of the Government Code, relating to notices of hearing for zoning exceptions, conditional use permits, variances or similar permits under local zoning ordinances.

Bill read second time, and ordered to third reading.

Assembly Bill No. 781—An act to amend Section 34278 of the Health and Safety Code, relating to housing authorities.

Bill read second time, and ordered to third reading.

Assembly Bill No. 860—An act to amend Section 36509 of the Government Code, relating to city offices.

Bill read second time, and ordered to third reading.

Assembly Bill No. 862—An act to add Article 5, comprising Section 18071, to Chapter 1, Division 9, of the Education Code, and to amend Section 1306 of said code, relating to delegation of the power of contract by governing boards of school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 994—An act to repeal Sections 32363 and 32364 of, and to amend Sections 31727.4, 31786, and 31787 of the Government Code, relating to retirement of county employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2615—An act to add Section 32121.1 to the Health and Safety Code, relating to the delegation of authority to the hospital administrators of a local hospital district.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2617—An act to amend Section 32121 of the Health and Safety Code, relating to the powers of a local hospital district to prescribe the duties and powers of the hospital administrator.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2714—An act to amend Section 5418 of the Public Resources Code, relating to dissolution of recreation, park, and parkway districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2718—An act to add Section 5418.5 to the Public Resources Code, relating to dissolution of recreation, park and parkway districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2698—An act to amend Section 34311 of the Government Code, relating to organization of new cities.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2806—An act to add Section 34090.6 to the Government Code, relating to the destruction of canceled bonds and interest coupons by city officers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2851—An act to amend Section 11892 of the Public Utilities Code, relating to revolving funds of municipal utility districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2929—An act to add Section 18053.1 to the Education Code, relating to the purchase by public corporations or agencies of personal property for school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3005—An act to amend Sections 43611 and 43620 of, and to add Section 43610.1 to the Government Code, relating to city bonds.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3957—An act to amend Section 32004.8 of the Health and Safety Code, relating to hospital district.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1047—An act to amend Sections 34311 and 34326 of, and to add Sections 34314.5 and 34322.5 to the Government Code, relating to cities, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1158—An act to amend Section 5853 of the Streets and Highways Code, relating to county maintenance districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1160—An act to amend Section 4901 of the Health and Safety Code, relating to sewer maintenance districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1233—An act to add Section 7556 to the Education Code, relating to canceling remaining authorization to issue and sell school district bonds.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1278—An act to add Section 2206.5 to the Education Code, relating to gifts, donations, bequests, and devices to junior colleges and to the governing boards of districts maintaining junior colleges.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1548—An act to amend Section 6448 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read second time, and ordered to third reading.

Assembly Bill No. 198—An act to amend Section 2600 of the Welfare and Institutions Code, relating to aid to the indigent.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1450—An act to repeal Article 5 of Chapter 1 of Part 2 of Division 2, comprising Sections 1570 to 1574, inclusive, of the Welfare and Institutions Code, relating to eligibility for aid to needy children.

Bill read second time, and ordered to third reading.

Assembly Bill No. 748—An act to add Section 3084.5 to the Welfare and Institutions Code, relating to aid to the blind.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out lines 6 and 7, and insert "Sections 3088 and 3474."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 2152—An act to add Section 13237 to the Education Code, relating to teachers.

Motion to Refer Bill to Inactive File

Senator Miller moved that Senate Bill No. 2152 be placed on the inactive file.

Motion carried.

Senate Bill No. 79—An act to amend Sections 7, 13.1, 13.4, 13.5, and 35 of, and to add Section 3.5 to, the Sonoma County Flood Control and Water Conservation District Act (Stats. 1949, Ch. 994), relating to the Sonoma County Flood Control and Water Conservation District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, John F. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, and Teale—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1517—An act to free certain state lands from the public trust for navigation, commerce, and fisheries, and to empower the state lands commission to sell such lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1218—An act to amend Section 488 and to repeal Section 488.5 of the Vehicle Code, relating to accident reports.

Motion to Refer Bill to Inactive File

Senator Miller moved that Senate Bill No. 1218 be placed on the inactive file.

Motion carried.

Senate Bill No. 303—An act to add Article 4 (commencing with Section 26945) to Chapter 4, Part 3, Division 2 of Title 3 of the Government Code, relating to the qualifications of county auditors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Christensen, Cobey, Coombs, Cunningham, Desmond, Dolwig, Erhart, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, and Teale—27.

NOES—Senators Busch, Dilworth, Donnelly, Dorsey, Gibson, Hollister, and Sutton—7.

Bill ordered transmitted to the Assembly.

Senate Bill No. 925—An act to amend Sections 4901, 4902, 4906, 4911, 4927, 4928, 4929, 4930, 4940, 4941, 4942, 4943, 4944, 4945, 4946, 4947, 4949, and 4951 of, to add Sections 4918, 4952 and 4953 to, to repeal Article 4 (commencing with Section 4961) of Chapter 10 of Division 4 of, and to add Article 4 (commencing with Section 4961) to Chapter 10 of Division 4 of, the Public Resources Code, relating to forest practices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Request to Be Excused

Senator Byrne requested that he be excused to attend an Assembly committee.

Request granted.

Senate Bill No. 2653—An act providing for a study of the feasibility of the acquisition and development of the historic Santa Barbara Presidio as part of the State Park System and providing for donations for such park.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Williams—33.

NOES—Senator Robert I. McCarthy—1.

Bill ordered transmitted to the Assembly.

Assistant Secretary Jack R. Gilstrap at the Desk

Senator John F. McCarthy Presiding

At 4 p.m., Senator John F. McCarthy, vice chairman of the Committee on Rules, presiding.

CONSIDERATION OF SPECIAL ORDERS

The hour of 4 p.m. having arrived, Senate Bills Nos. 245 and 244 were taken up.

Consideration of Senate Bill No. 245

Senate Bill No. 245—An act making an appropriation for community mental health services.

Bill read third time.

Motion to Reset Special Order

Senator Miller moved that Senate Bill No. 245 be made a special order of business for Thursday, May 9, 1957, at 3.31 p.m.

Motion carried.

President pro Tempore of the Senate Presiding

At 4.30 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Consideration of Senate Bill No. 244

Senate Bill No. 244—An act to add Division 8 to the Welfare and Institutions Code, relating to community mental health services.

Bill read third time.

Motion to Amend

Senator Sutton moved the adoption of the following amendment:

Amendment No. 1

On page 6, between lines 47 and 48, of the printed bill, as amended in Senate April 30, 1957, insert

"9039. Reimbursement shall not be made to any city, county, or local health district, which, with respect to a local mental health service, employs a physician who is not a citizen of the United States."

Amendment read, and adopted.

Bill ordered printed.

Motion to Reset Special Order

Senator Miller moved that Senate Bill No. 244 be made a special order of business for Thursday, May 9, 1957, at 3.30 p.m.

Motion carried.

Request to Be Excused

Senator Richards requested that he be excused to attend an Assembly committee.

Request granted.

Request to Be Excused

Senator Kraft requested that he be excused to attend an Assembly committee.

Request granted.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 961—An act to amend Section 12211 of the Business and Professions Code, relating to weight of packaged goods.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1591—An act to amend Sections 16, 254, 261, 262, 324, 333.3, 333.4, 351.2, 359.2, 380.50, 617, 747.1, 762.8, 782, 841, 892, 917.5, 1012.6, 1082, 1106.1, 1232, 1248, 1260.1, 2649, and 3149 of the Agricultural Code, and to add Section 16.1 to, and to repeal Section 896 of, the Agricultural Code, and to amend Sections 12027 and 12107 of the Business and Professions Code, relating to regulations of state agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1744—An act to amend Section 3044 of, and to repeal Section 3092 of, the Business and Professions Code, relating to optometry.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 279—An act to add Sections 7554 and 7551.5 to the Business and Professions Code, relating to private investigators and adjusters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Sutton, Teale, and Williams—34.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1200—An act to amend Sections 7602 and 7643 of the Business and Professions Code, relating to funeral directors and embalmers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Sutton, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2509—An act to amend Section 7512 of the Business and Professions Code, relating to the Bureau of Private Investigators and Adjusters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 2366

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 2366

Senator Richards moved that Senate Bill No. 2366 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2366—An act to amend Section 2 of the Business and Professions Code, relating to the regulation and protection of private business and licensed professions and callings.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In the heading of the printed bill, strike out "Richards", and insert "Kraft".

Amendment No. 2

In line 1 of the title, strike out "2", and insert "7306".

Amendment No. 3

In line 3 of the title, after "callings", insert ", and more particularly cosmetology".

Amendment No. 4

On page 1, line 1, strike out "2", and insert "7306".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 1, strike out lines 3 to 6, inclusive, and insert

"7306. The board shall hold meetings for the examination of applicants for registration and license under this chapter at least four times a year, one of which [shall] may be held in each of the following cities: San Francisco, Sacramento, Los Angeles and San Diego.

With the approval of the director, the board may hold other meetings for the examination of applicants for registration and license or for the transaction of such business as may be necessary."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 1157

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 1157

Senator Collier moved that Senate Bill No. 1157 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1157—An act to amend Sections 753, 754, 755, 756, 758, 1831, 1905, and 1906 of, to amend and renumber Sections 1832, 1833, 1834, 1835, 1836, 1837, 1838, 1839, 1840, 1842, and 1843 of, and to add Sections 1832, 1833, 1834, 1844, and 1846 to, the Revenue and Taxation Code, relating to property taxation.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

Strike out the title of the printed bill, and insert "An act to add Sections 7000.7, 7083, 7193, and 7713.1 to the Education Code, relating to apportionments to school districts."

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 7000.7 is added to the Education Code, to read:

7000.7. The Legislature finds that the apportionment of the State School Fund for the Fiscal Year 1956-57 was based on the assessed valuation of property in this State as shown by the equalized assessment roll of the several counties for the Fiscal Year 1955-56; that as a result of orders issued by the State Board of Equalization increasing the assessed valuation of property in several of the counties of this State for the Fiscal Year 1955-56, the school districts in the counties affected have received allowances from the State School Fund during the Fiscal Year 1956-57 in amounts considerable less than they would otherwise have received; that the orders of the State Board of Equalization increasing the assessed valuations of property were based on inadequate and erroneous samplings of local assessment practices in the counties affected by such orders; that the apportionment of the State School Fund for the Fiscal Year 1957-58 and thereafter will likewise result in the school districts of the counties affected by the orders of the State Board of Equalization receiving allowances from the fund in amounts less than they would otherwise receive unless adjustments in the assessed valuation of the property in such districts are not allowed upon request of the affected districts.

SEC. 2. Section 7083 is added to said code, to read:

7083. Upon request of any school district whose assessed valuation was increased during the Fiscal Year 1955-56 as a result of an order of the State Board of Equalization, the Superintendent of Public Instruction shall use in computing the district aid under Section 7081 the total assessed valuation of property in the district as shown by the equalized assessment roll for the preceding fiscal year, reduced in the same proportion as the increase in the total assessed valuation of property in the district as a result of such order of the State Board of Equalization.

SEC. 3. Section 7193 is added to said code, to read:

7193. If during the Fiscal Year 1956-57, or any subsequent fiscal year, there is apportioned to a school district or to any fund from the State School Fund an amount based upon the assessed valuation of the district which was increased during the Fiscal Year 1955-56 as a result of an order of the State Board of Equalization, the governing board of such school district may request the Superintendent of Public Instruction to recompute the apportionment of the fund for such fiscal year or years on the basis of the assessed valuation of the district as shown by the equalized assessment roll for the preceding fiscal year, reduced in the same proportion as the increase in the total assessed valuation of property in the district as a result of such order of the State Board of Equalization. Thereupon the Superintendent of Public Instruction shall compare the allowances made to the district during such fiscal year from the State School Fund and the recomputation of the apportionment of the fund for such year. If the amount allowed to the district was less than the amount recomputed, the Superintendent of Public Instruction shall add to the allowances to the district from the State School Fund for the Fiscal Year 1957-58 the amount of the difference. The amount of such difference shall be apportioned from the State School Fund before any other apportionment from such fund is made and shall be allowed from any portion of such fund except that portion reserved for basic state aid.

SEC. 4. Section 7713.1 is added to said code, to read:

7713.1. Notwithstanding any provision of this chapter to the contrary, upon request of any school district whose assessed valuation was increased during the 1955-56 Fiscal Year as a result of an order of the State Board of Equalization, the assessed valuation of the district for purposes of apportionment of state school building aid funds and the repayment of any apportionment made to an applicant school district, shall be deemed to be the total assessed valuation of the property in the district as shown by the equalized assessment roll for current fiscal year, reduced in the same proportion as the increase in the total assessed valuation of property in the district as a result of such order of the State Board of Equalization."

Amendment No. 3

On page 1, strike out lines 2 to 25, inclusive, and strike out pages 2 to 6, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Assembly Bill No. 1358

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1358

Senator Collier moved that Assembly Bill No. 1358 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1358 An act to amend Section 8653 of the Revenue and Taxation Code, relating to the use fuel tax.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended April 22, 1957, after "of", insert "and to add Section 8755 to,".

Amendment No. 2

On page 1, after line 8, insert

"SEC. 2. Section 8755 is added to said code, to read:

8755. The board, if it deems it necessary in order to insure payment of the tax imposed by this part, or to facilitate the administration of this part, may require reports and payment of the tax to be made for other than monthly periods."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which were referred:

Senate Bill No. 109

Senate Bill No. 2191

Senate Bill No. 2192

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 109

Senator Williams moved that Senate Bill No. 109 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 109—An act to amend Section 3662 of the Public Utilities Code, relating to rates of highway carriers.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 3662 of", and insert "add Section 3671 to".

Amendment No. 2

On page 1, strike out lines 1 through 16, and insert

"SECTION 1. Section 3671 is added to the Public Utilities Code, to read:

3671. Nothing in this chapter shall be construed to authorize the commission to establish or regulate the rates for transportation between points in California of fresh fruits and vegetables when moving in commerce with foreign nations or among the several states as evidenced by original written shipping instructions."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

MOTION TO AMEND SENATE BILL NO. 2191

Senator Dolwig moved that Senate Bill No. 2191 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2191—An act to add Section 1706.5 to the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 15, 1957, strike out "add Section 1706.5 to", and insert "amend Section 1706 of".

PRINTER'S NOTE—There being no 7-point strike-out type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 3 and 4, and insert

"SECTION 1. Section 1706 of the Public Utilities Code is amended to read:

1706. A complete record of all proceedings and testimony before the commission or any commissioner on any formal hearing shall be taken down by a reporter [appointed by the commission, and the] assigned from the Division of Administrative Procedure staff maintained by the Director of Professional and Vocational Standards in the same manner as hearing officers are assigned by the division, pursuant to Section 110.5 of the Business and Professions Code, to other state agencies. The parties shall be entitled to be heard in person or by attorney. In case of an action to review any order or decision of the commission, a transcript of such testimony, together

with all exhibits or copies thereof introduced, and of the pleadings, record, and proceedings in the cause, shall constitute the record of the commission, but if the petitioner and the commission stipulate that certain questions alone and a specified portion only of the evidence shall be certified to the Supreme Court for its judgment, such stipulation and the questions and the evidence therein specified shall constitute the record on review.

SEC. 2. All persons, other than temporary employees, serving in the state civil service and serving in the reporting staff of the Public Utilities Commission (as described more particularly at pages 919 and 920 of that document entitled "State of California Budget for the Fiscal Year July 1, 1957 to June 30, 1958") shall remain in the state civil service and are hereby transferred to the Division of Administrative Procedure in the Department of Professional and Vocational Standards on the effective date of this act. The status, position, and rights of such persons shall not be affected by their transfer and shall continue to be retained by them pursuant to the State Civil Service Act, except as to positions the duties of which are vested in a position that is exempt from civil service.

All public property, real or personal, of any state agency or officer used primarily or principally in carrying out any function performed by the employees who are transferred by this act shall also be transferred to the Division of Administrative Procedure on the effective date of this act."

Amendment No. 3

On page 1, strike out lines 5 to 17, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

MOTION TO AMEND SENATE BILL NO. 2192

Senator Dolwig moved that Senate Bill No. 2192 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2192—An act to amend Sections 310 and 1704 of the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 2, lines 7 and 8, of the printed bill, as amended in Senate May 3, 1957, strike out "purpose, except that if any party to the proceeding so requests," and insert "purpose. If an examiner of the commission is assigned to take the evidence in an investigation, inquiry, or hearing, the commission shall give notice, in the manner prescribed in Section 1704, to all parties to the proceeding of the name of the examiner at least 10 days prior to the date of the commencement of the proceeding. If any party to the proceeding so requests in writing, at least seven days prior to the date fixed for the commencement of the proceeding."

Amendment No. 2

On page 2, line 44, after "application," insert "unless otherwise stipulated by all parties to the proceeding,".

Amendment No. 3

On page 2, line 49, strike out "120", and insert "60".

Amendment No. 4

On page 2, line 49, strike out "commencement", and insert "conclusion".

Amendment No. 5

On page 2, line 50, after "conduct", insert "diligently".

Amendment No. 6

On page 2, line 52, strike out "or applicant, as the case may be," and insert "applicant, or any other party to the proceeding".

Amendment No. 7

On page 3, lines 1 and 2, strike out "superior court of the county wherein such hearing is pending," and insert "district court of appeal".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 2091

Assembly Bill No. 2772

Senate Bill No. 57

Assembly Bill No. 2742

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2091

Senator Kraft moved that Senate Bill No. 2091 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2091—An act to amend Section 74342 of the Government Code, relating to the municipal court established in a district embracing the City of San Diego.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "74342", and insert "69595".

Amendment No. 2

Strike out lines 2 and 3 of the title, and insert "ing to courts."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 to 5, inclusive, and insert

"SECTION 1. Section 69595 of the Government Code is amended to read: 69595. In the County of San Diego there shall be [10] 12 judges of the superior court."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 57

Senator Ed. C. Johnson moved that Senate Bill No. 57 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 57—An act to amend Section 438 of the Education Code, relating to the county superintendent of schools of a county of the thirty-eighth class.

Bill read second time.

Motion to Amend

Senator Ed. C. Johnson moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "----- (\$-----)", and insert "seven thousand five hundred dollars (\$7,500)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 2772

Senator Gibson moved that Assembly Bill No. 2772 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2772—An act to add Section 18062 to the Education Code, relating to school district contracts.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in Assembly April 22, 1957, after "contract", insert ", or one hundred thousand dollars (\$100,000) whichever amount is the larger".

Amendment No. 2

On page 1, line 9, strike out "do", and insert "does".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 2742

Senator Gibson moved that Assembly Bill No. 2742 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2742—An act to amend Sections 53200, 53201, 53202, 53205, 53206, and 53207, and to repeal Sections 53203 and 53204, of the Government Code, relating to health and welfare benefits for public employees.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly April 3, 1957, after "53207", strike out ", and", and insert "of".

Amendment No. 2

In line 3 of the title, after "53204", strike out ", of", and insert "of, and to add Sections 53208 and 53209 to,".

Amendment No. 3

On page 1, after line 19, insert

"(c) 'Employees' or 'officers and employees' mean all employees and officers, including members of the legislative body, who are eligible under the terms of any plan of health and welfare benefits adopted by a local agency pursuant to this article."

Amendment No. 4

On page 3, after line 32, insert

"Sec. 9. Section 53208 is added to said code, to read:

53208. Notwithstanding any statutory limitation upon compensation or statutory restriction relating to interest in contracts entered into by any local agency, any member of a legislative body may participate in any plan of health and welfare benefits permitted by this article.

SEC. 10. Section 53209 is added to said code, to read:

53209. Amendments made in this article by the Legislature at the 1957 Regular Session, including, but not limited to, the repeal of Government Code Sections 53203 and 53204, are intended to enlarge the classification of service-type organizations eligible for pay roll deductions and employer contributions hereunder, to liberalize restrictions on the extent of employer contributions permitted, and to broaden the classes of employees eligible for benefits hereunder, and no change effected in this article by the Legislature at the 1957 Regular Session shall be construed to alter or affect the legal status or eligibility of any organization heretofore eligible for pay roll deductions or employer contributions hereunder."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 224

Assembly Bill No. 1749

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 224

Senator Dilworth moved that Senate Bill No. 224 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 224—An act to add Section 7729.5 to, and to amend Sections 7735 and 7736 of, the Education Code, relating to the repayment of loans to school districts by the State for school building aid.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "Section 7729.5 to, and to amend Sections 7735 and 7736 of," and insert "Section 7732.5 to".

Amendment No. 2

In line 4 of the title, after "aid", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 3

On page 1, line 1, strike out "7729.5", and insert "7732.5".

Amendment No. 4

On page 1, between lines 2 and 3, insert

"7732.5. If, on or before August 1, 1957, with respect to the 1957-58 Fiscal Year, and on or before June 30th of any subsequent fiscal year, any school district files a request with the State Controller for a deferment of the annual repayment due from such district during the next succeeding fiscal year for an apportionment received by the district pursuant to this chapter or Chapter 1.6 of this division, and it is determined, in accordance with this section, that the district is entitled to a deferment of all or part of such annual repayment, the deferment shall be made in accordance with such determination.

The portion of the annual repayment to be deferred under this section shall be determined as follows:

There shall be computed the amount required to be raised by taxes on property within the district, during the fiscal year in which the annual repayment is to be deducted pursuant to Sections 5058 and 7731, for the payment of principal and interest on any bonded indebtedness incurred for school purposes prior to any conditional apportionment under this chapter or which was incurred as a condition to any apportionment under this chapter. There shall also be computed the amount required to be raised by taxes on property in the district, during such fiscal year, for the annual repayment of school building apportionments under Chapter 1.6 of this division and under this chapter. The amounts so computed, when added together, shall constitute the "basic tax amount."

There shall be computed the amount which would be produced by a tax of forty-five cents (\$0.45) on each one hundred dollars (\$100) of assessed valuation of the district during such year, to be known as the "forty-five cent tax amount." The amount to be deducted, under Section 5058 or under Section 7731, as the case may be, from State School Fund apportionments to the district, for the annual repayment of the district during the fiscal year in which the annual repayment is due shall be limited to the amount, if any, by which the forty-five cent tax amount exceeds the basic tax amount. Any balance of the annual repayment of the district shall be the deferred repayment which shall be added to the annual repayment the next succeeding fiscal year.

On or before the last day of July of each fiscal year, the State Controller shall request the Director of Finance to, and the Director of Finance shall, determine and certify to the State Controller the amount required to be raised during that fiscal year by taxes on property within each district which has filed a request for deferment pursuant to this section for the payment of principal and interest on any bonded indebtedness incurred for school purposes prior to any conditional apportionment under this chapter and which was incurred as a condition to an apportionment under this chapter. On or before the third Monday in August of each fiscal year, the State Controller shall request the county auditor of each county to, and the county auditor of each county shall, determine and certify to the State Controller the current assessed valuation of property within each district which has filed a request for a deferment under this section.

Before the date on which the board of supervisors makes the levy of taxes for county purposes, the State Controller shall make the deferment determination required by this section for each district requesting a deferment, and, for each district which is entitled to a deferment, shall notify, in writing, the board of supervisors of the county, the governing board of the district, the county auditor, and the county superintendent of schools having jurisdiction over the district of the amount of the repayment of the district which is to be deferred under this section.

For the purposes of this section the "annual repayment of a district" means the amount of the annual repayment of the district due in a fiscal year as determined pursuant to Section 5057 or Section 7729, as the case may be, plus the then unpaid deferred amount of any annual repayment due in any previous fiscal year.

Notwithstanding any other provision of this chapter, if, at the end of the 30-year period provided in Section 5059 or Section 7732, as the case may be, there are any deferred amounts due in any previous fiscal year remaining unpaid, repayments shall continue to be made in the manner provided by this section during each fiscal year thereafter until the amounts are paid, or for an additional period of 10 years, whichever first occurs. At the expiration of the additional 10-year period the unpaid portion of the deferred amounts shall be canceled on the books of the State Controller, and the provisions of Section 5059 or Section 7732, as the case may be, shall thereupon become applicable thereto and the board shall execute a conveyance to the district as provided in Section 5060 or Section 7733, whichever is applicable.

SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Con-

stitution and shall go into immediate effect. The facts constituting such necessity are:

Pyramiding of local property taxes in school districts which have received loans from the State for state school building aid has created serious problems in financing the current operations of schools and threatens the success of bond issues to construction of necessary school facilities. In order to alleviate the situation so that adequate educational opportunity of all of the children of the State will be provided, it is necessary that this act take effect immediately."

Amendment No. 5

On page 1, strike out lines 3 to 26, inclusive; and strike out page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND ASSEMBLY BILL NO. 1749

Senator Donnelly moved that Assembly Bill No. 1749 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1749—An act to add Section 13831.4 to the Education Code, relating to salaries of certificated employees of school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 29, 1957, strike out "Section 13831.4", and insert "Sections 7193 and 13831.4".

Amendment No. 2

In line 2 of the title, after "districts", insert "and school apportionments".

Amendment No. 3

On page 1, between lines 10 and 11, insert

"SEC. 2. Section 7193 is added to said code, to read:

7193. Notwithstanding any provisions of law to the contrary, wherever the attendance of pupils is not included in the computation of the average daily attendance of a school district for any fiscal year because the certification document of the person employed by the district to instruct such pupils was not in force during the period of such attendance, the governing board of the district may, upon payment of the salary of such person pursuant to Section 13831.4, or similar provisions of law, report such attendance to the Superintendent of Public Instruction during the fiscal year in which such salary is paid. Such report shall be made in such form as shall be prescribed and furnished by the Superintendent of Public Instruction. Thereafter the Superintendent of Public Instruction shall add to the apportionment from the State School Fund to the district during the next succeeding fiscal year or years, as determined by him but not exceeding three, the additional amount to which the district would have been entitled in the fiscal year next succeeding that in which such attendance was not included in the computation of the average daily attendance of the district if such amount is at least one hundred dollars (\$100) or more.

Any such additional amount shall be apportioned from the State School Fund before any other apportionment from such fund is made and shall be allowed from any portion of such fund except that portion reserved as allowances for basic state aid."

Amendment No. 4

On page 1, line 11, strike out "2", and insert "3".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Assembly Bill No. 736

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 736

Senator Collier moved that Assembly Bill No. 736 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 736—An act to amend Sections 511, 511.1, 511.2 and 511.3 of, and to add Section 511.5 to, the Vehicle Code, relating to speed laws.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 51, of the printed bill, as amended in Assembly March 28, 1957, strike out "or 30", and insert "30 or 25".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 1255

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1255

Senator Cobey moved that Senate Bill No. 1255 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1255—An act to amend Section 13672.1 of the Education Code, relating to school teachers.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "a", and insert "any".

Amendment No. 2

On page 1, line 8, after "pregnancy", insert "or convalescence following childbirth".

Amendment No. 3

On page 1, strike out lines 11 and 12, and insert "taken, and the length of time for which the leave of absence shall continue after birth of the child. The board may also provide in the rules and regulations whether or not the employee's salary shall be continued in its full amount during her leave of absence, or whether deductions shall be made in her salary during that period. If deductions are made, they shall not exceed the amounts authorized by Section 13841."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolutions were introduced, and read:

Senate Constitutional Amendment No. 41: By Senators John F. McCarthy, Cunningham, Burns, Abshire, Dolwig, Hollister, Kraft, Brown, and Montgomery—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Article XXXV thereto, relating to prevention and elimination of practices of discrimination in employment, and creating a State Commission on Fair Employment Practices.

Referred to Committee on Labor.

Senate Constitutional Amendment No. 42: By Senator Donnelly—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 9 of Article XIII, relating to state and county boards of equalization.

Referred to Committee on Governmental Efficiency.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 5.16 p.m., on motion of Senator John F. McCarthy, further proceedings under the call of the Senate were dispensed with.

RECESS

At 5.17 p.m., on motion of Senator John F. McCarthy, the Senate recessed until 8 p.m.

REASSEMBLED

At 8 p.m., the Senate reconvened.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

CALL OF THE SENATE

Senator John F. McCarthy moved a call of the Senate.

Motion carried.

Time, 8.01 p.m.

The President pro Tempore directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

Senate Bill No. 2661—An act to amend Sections 9359.8, 9361, and 9361.1 of the Government Code, relating to the Legislators' Retirement System.

Bill read third time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate May 6, 1957, after "System.", insert ", and declaring the urgency thereof to take effect immediately".

Amendment No. 2

On page 2, after line 42, insert

"SEC. 4. This act is an urgency measure necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

The present provisions of the Legislators' Retirement Law, particularly with respect to optional settlements and changes of election with respect to such optional settlements, are so fixed and limited in character as to give rise to dangers of serious hardships in cases of death and other changes in family circumstances. This has resulted in a reluctance on the part of qualified citizens who would otherwise be candidates for the office of Member of the Legislature to seek such office. Because vacancies which have and may occur during the present session of the Legislature should be promptly filled by special elections at the earliest possible time, and because the amendments to the Legislators' Retirement Law contained in this act make changes in provisions dealing with optional settlements and related matters of character which will encourage qualified citizens to seek legislative office, this measure is necessary for the immediate preservation of the public peace, health, or safety."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Concurrent Resolution No. 116—Relative to commending the County of Los Angeles for undertaking basic research in the development of electronic vote tallying equipment.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kneft, McBride, John F. McCarthy, Robert L. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams. 40.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 157—An act to amend Section 7707 of, and to add Section 7713.1 to, the Education Code, relating to school district public works.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Erhart,

Gibson, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller Montgomery, Richards, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 493—An act making an appropriation in augmentation of the appropriation in Item 146 of the Budget Act of 1956 for support of Department of Justice in connection with legal services rendered the Colorado River Board of California, to take effect immediately.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 493.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, April 29, 1957

*To the Honorable Members of the Senate
Sacramento, California*

GENTLEMEN:

Senate Bill No. 493, "An act making an appropriation in augmentation of the appropriation in Item 146 of the Budget Act of 1956 for support of Department of Justice in connection with legal services rendered the Colorado River Board of California, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

This bill appropriates \$252,223 from the General Fund in augmentation of Item 146 of the Budget Act of 1956 to the Department of Justice for litigation and legal services rendered the Colorado River Board of California. The taking of evidence before the master appointed by the United States Supreme Court in the litigation involving the waters of the Colorado River has continued longer and proved more costly than anticipated when the 1956-57 Budget was prepared, and the additional funds provided in this bill are needed immediately to carry on this litigation.

I therefore recommend consideration of Senate Bill No. 493 as an emergency measure.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Erhart, Gibson, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Request to Be Excused

Senator Dolwig requested that he be excused to attend an Assembly committee.

Request granted.

Senate Concurrent Resolution No. 107—Relative to location of State Highway Route 212.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth,

Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.
 Nots—None.

Resolution ordered transmitted to the Assembly.

Senate Resolution No. 117

Relative to augmenting the funds of the Senate Interim Committee on Judiciary

Resolved by the Senate of the State of California, That in addition to any money heretofore made available, the sum of two thousand dollars (\$2,000), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Senate for the expenses of the Senate Interim Committee on Judiciary (created by Senate Resolution No. 146, 1955 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobby, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—29.
 Nots—None.

Senate Constitutional Amendment No. 37—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 3 of Article XXVI thereof, relating to the use of revenues obtained from motor vehicle fuel taxes and motor vehicle registration and license fees.

Resolution read.

Roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Gibson moved that the quorum call of the Senate be applied to the final adoption of Senate Constitutional Amendment No. 37.

Motion carried.

Senate Concurrent Resolution No. 91—Relative to designating California Sign Route 1 as the Shoreline Highway.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobby, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.
 NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 545—An act making an appropriation to pay the expenses of Members of the Senate, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Collier, Coombs, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 57—Relative to designating a portion of State Route 23 (U. S. Highway No. 6) as the "Antelope Valley Freeway."

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 524—An act to repeal Section 515 of, to add Section 515 to, and to amend Section 525.3 of, the Vehicle Code, relating to the operation of motor vehicles on the highways.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2816—An act to amend Sections 481 and 483 of the Vehicle Code, relating to duty to stop and report vehicle accidents.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3549—An act to add Sections 69.1 and 69.2 to the Vehicle Code, relating to drivers' licenses.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 432—An act to repeal Sections 2533.1, 3899, and 4932; and Article 11, comprising Sections 3691 through 3697, of Chapter 11 of Division 2; and Article 10 comprising Sections 4971 and 4973, inclusive, of Chapter 16, Division 2 of; and Chapter 18, comprising Sections 7650 through 7656, of Division 3 of the Education Code, relating to the Public School System.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Assembly Bill No. 433—An act to add Sections 302 and 303 to the Education Code, relating to county boards of education.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Montgomery, Regan, Richards, Thompson, and Williams—29.

NOES—Senators Desmond and Hollister—2.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 435—An act to add Section 3868 to the Education Code, relating to the banded indebtedness of school districts included in union or joint union school districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 770—An act to amend Section 5003 of the Education Code, relating to school funds.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cohey, Collier, Coombs, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Teale, Thompson, and Williams—30.

NOES—Senators Desmond, Erhart, and Sutton—3.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1239—An act to amend Section 4863 of the Education Code, relating to accrediting the secondary schools.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Richards, Teale, and Williams—26.

NOES—Senators Beard, Desmond, Hollister, and Sutton—4.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 9.40 p.m., on motion of Senator Gibson, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Constitutional Amendment No. 37 adopted by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Desmond, Dilworth, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Sutton, Teale, and Thompson—28.

NOES—Senators Beard, Collier, Donnelly, Dorsey, Grunsky, Richards, and Williams—7.

Motion to Reconsider

Senator Dorsey moved to reconsider the vote whereby Senate Constitutional Amendment No. 37 was adopted.

Postponement of Reconsideration

On motion of Senator Dorsey, the further consideration of the motion to reconsider the vote whereby Senate Constitutional Amendment No. 37 was adopted was continued until the next legislative day.

CALL OF THE SENATE

Senator John F. McCarthy moved a call of the Senate.

Motion carried.

Time, 9.41 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1290—An act to amend Section 71140 of the Government Code, relating to municipal and justice courts.

Bill read third time, and presented by Senator Erhart.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Burns, Busch, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Sutton, Teale, Thompson, and Williams—31.

NOES—Senators Beard and Richards—2.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2510—An act to repeal Section 65805 of the Government Code, relating to zoning ordinances, and to validate certain county and city zoning ordinances and amendments thereto.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—31.

NOES—Senators Desmond, Donnelly, Hollister, and John F. McCarthy—4.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 567—An act to amend Section 436 of the Education Code, relating to the Siskiyou County Superintendent of Schools.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3308—An act to amend Section 22 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275 of the Statutes of 1949), relating to contracts for improvements.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2645—An act to add Section 203.9 to the Welfare and Institutions Code, relating to county hospitals.

Bill read third time, and presented by Senator Dorsey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2646—An act to add Section 53200.3 to the Government Code, relating to group insurance of county employees.

Bill read third time, and presented by Senator Dorsey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3604—An act to amend Section 26905 of the Government Code, relating to the duties of the county auditor.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3606—An act to add Section 24355.1 to the Government Code, relating to county officers' cash statements.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2643—An act to add Section 4125.1 to the Penal Code, relating to credits to inmates of county industrial farms and road camps for services rendered.

Bill read third time, and presented by Senator Dorsey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 2—Relative to hunting and fishing on military reservations in California.

Resolution read, and presented by Senator Farr.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 316—An act to amend Sections 2847 and 2847.6 of the Election Code, relating to county central committees.

Bill read third time.

Motion to Amend

Senator Desmond moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 18 and 19 of the printed bill, strike out “, without an excuse satisfactory to the committee.”

Amendment No. 2

On page 1, line 20, strike out the period, and insert ", unless such absence is caused by illness or temporary absence from the county on the date of the meeting."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1097—An act to amend Section 1293 of the Fish and Game Code, relating to depredating game mammals.

Bill read third time, and presented by Senator Farr.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 546—An act to add Section 25181 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—29.

NOES—Senators Abshire, Berry, Brown, Byrne, Dilworth, Dorsey, and Kraft—7.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1395—An act to amend Sections 22555 and 22556 of, and to add Section 22207.5 to, the Government Code, relating to agreements for social security coverage of employees of public agencies.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1501—An act to amend Section 14254 of the Government Code, relating to the performance of public work.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2897—An act to amend Section 69894 of the Government Code, relating to superior courts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2898—An act to amend Section 69898 of the Government Code, relating to superior court employees in counties of 2,000,000 population or more.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2899—An act to amend Section 69899 of the Government Code, relating to superior court employees in counties of 2,000,000 population or more.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3297—An act to amend Section 31649 of the Government Code, relating to deductions for military service under the County Employees' Retirement Act of 1937.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3499—An act to amend Section 14402 of the Government Code, relating to contracts on state work.

Bill read third time, and presented by Senator John F. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3927—An act to amend Section 1157.1 of the Government Code, relating to pay roll deductions for public employees.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 66—Relative to the George Leatherwood Memorial Bridge.

Resolution read, and presented by Senator Christensen.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 130—Relative to the death of Evan T. Hewes.

Resolution read, and presented by Senator Beard.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 141—Relative to commending James J. Washington, Jr., for bravery.

Resolution read, and presented by Senator Kraft.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Joint Resolution No. 23—Relative to memorializing Congress concerning establishment in California of a soil and water conservation laboratory.

Resolution read, and presented by Senator Teale.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 2673—An act to amend Section 22301 of the Water Code, relating to powers and purposes of irrigation districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Kraft.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2674—An act to add Section 26003 to the Water Code, relating to assessments in irrigation districts.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2675—An act to amend Sections 25978, 26075 and 26076 of the Water Code, relating to assessments in irrigation districts.

Motion to Refer Bill to Inactive File

Senator Kraft moved that Assembly Bill No. 2675 be placed on the inactive file.

Motion carried.

Assembly Bill No. 951—An act to amend Section 3226 of the Health and Safety Code and Section 79.05 of the Civil Code, relating to public health laboratory tests and reports.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 952—An act to add Section 1603.5 to the Health and Safety Code, relating to biologies and public health.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2647—An act to add Section 8961.1 to the Health and Safety Code, relating to the use of public cemetery districts.

Bill read third time, and presented by Senator Dorsey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1765—An act to add Article 5.7, comprising Sections 785 to 787, inclusive, to Chapter 1, Division 1 of the Insurance Code, relating to the offering of free insurance as an inducement to purchase or rent goods and services.

Bill read third time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 26, 1957, strike out "785 to 787", and insert "777.1 to 777.3".

Amendment No. 2

In line 2 of the title, before "Division", insert "Part 2,".

Amendment No. 3

In line 4 of the title, strike out "and services".

Amendment No. 4

On page 1, lines 1 and 2, strike out ", comprising Sections 785 to 787, inclusive,".

Amendment No. 5

On page 1, line 2, before "Division", insert "Part 2,".

Amendment No. 6

On page 1, line 7, strike out "785", and insert "777.1".

Amendment No. 7

On page 1, line 13, strike out "Section", and insert "article".

Amendment No. 8

On page 1, lines 15 and 16, strike out ", or pursuant to Sections 10203.5, 10203.6 or 10203.7", and insert "; nor shall it apply to insurance offered as a guarantee of the performance of goods, which insurance is designed to protect the purchasers or users of such goods; nor shall it be applicable to any life insurance written in connection with an indebtedness, the purpose of which insurance is to pay the balance of the indebtedness in the event of the death of the person insured."

Amendment No. 9

On page 1, line 17, strike out "786", and insert "777.2".

Amendment No. 10

On page 2, line 5, strike out "787", and insert "777.3".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2294—An act to add Section 394.5 to the Military and Veterans Code, relating to the rights of private employees to temporary leaves of absence from their employers for periods of ordered military duty.

Bill read third time.

Motion to Amend

Senator Dorsey moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in Senate April 29, 1957, after "duty", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, after line 12, insert

"SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

This bill provides that employees who are members of the armed forces reserves shall be entitled to a temporary leave of absence for military duty without pay.

Many reservists will be taking their military leave commencing the month of May, and if this bill is to cover such persons, it must take effect immediately."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 581—An act to add Sections 4462, 4463, 4464, 4465, 4466, and 4467 to the Health and Safety Code, relating to public fishing in publicly owned domestic water supply reservoirs.

Bill read third time.

Motion to Amend

Senator Breed moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 3, 1957, between lines 6 and 7, insert

"Nothing herein contained shall affect any terminal or other reservoirs which are now open to fishing or recreational uses."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 480

Senator Sutton moved that Assembly Bill No. 480 be withdrawn from Committee on Military and Veterans Affairs and re-referred to Committee on Labor.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senators Dorsey and Hollister:

Senate Resolution No. 123

Relative to congratulating Mrs. Christina Flores

WHEREAS, Mrs. Christina Flores is on this day celebrating her 100th birthday; and

WHEREAS, This woman who is a fine example of American motherhood is a native daughter having been born in Santa Barbara on May 8, 1857, a descendant of Pio Pico, the last Governor of California under the Mexican Regime; and

WHEREAS, Mrs. Christina Flores as a child lived in a home which was a center of patriotism and civic activity in which General Fremont made his headquarters during his march down the West Coast of California; and

WHEREAS, Mrs. Christina Flores presides on each Mother's Day at a reunion of six generations of her relatives and descendants living at Morro Bay, Santa Barbara, Downey and Bakersfield, being revered, respected and esteemed by all of her family and hosts of friends; and

WHEREAS, Mrs. Christina Flores is a living example of the words of the poet who said to us:

"Grow old along with me, the best is yet to be,
The last of life for which the first was made."

now, therefore, be it

Resolved by the Senate of the State of California, That is congratulates Mrs. Christina Flores upon reaching the century mark, upon the fine life she has lived, and the good example she sets and has set for succeeding generations; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to forward a properly prepared copy of this resolution to Mrs. Christina Flores.

Resolution read, and unanimously adopted on motion of Senator Dorsey.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 2290

Senator Miller moved that Assembly Bill No. 2290 be withdrawn from Committee on Labor and re-referred to Committee on Military and Veterans Affairs.

Motion carried.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolutions were introduced, and read:

Senate Constitutional Amendment No. 43: By Senators Dilworth, Donnelly, Harold T. Johnson, Williams, Murdy, and Montgomery—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19 to Article XVI thereof, relating to the issuance of bonds or the appropriation of money to provide loans and grants to school districts of the State, and prescribing the terms and conditions under which such grants and loans to school districts shall be made and repaid.

Referred to Committee on Education.

Senate Concurrent Resolution No. 120: By Senators Erhart, Thompson, Byrne, Berry, Harold T. Johnson, and Teale—Relative to suppression and elimination of Scotch broom.

Referred to Committee on Rules.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 1678

Senator Desmond moved that Senate Bill No. 1678 be withdrawn from Committee on Local Government for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1678—An act to amend Sections 74182, 74183, 74184, and 74185 of the Government Code, relating to the officers and attaches of the municipal court established in a district embracing the City of Sacramento.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 5 and 6, of the printed bill, strike out "----- dollars (\$-----)", and insert "seven hundred fifteen dollars (\$715)".

Amendment No. 2

On page 1, line 11, strike out "----- dollars (\$-----)", and insert "five hundred fifty dollars (\$550)".

Amendment No. 3

On page 1, strike out lines 12 to 14, inclusive, and insert "(b) Three deputy clerks grade III (Criminal Division) each of whom shall receive three hundred seventy-three dollars (\$373) a month with annual increments of nineteen dollars (\$19), twenty dollars (\$20), twenty-one dollars (\$21), and twenty-two dollars (\$22), to a maximum of four hundred fifty-five dollars (\$455) a month."

Amendment No. 4

On page 1, strike out lines 15 to 21, inclusive, and insert "(c) One deputy clerk, grade III (civil division), who shall receive three hundred seventy-three dollars (\$373) a month with annual increments of nineteen dollars (\$19), twenty dollars (\$20), twenty-one dollars (\$21), and twenty-two dollars (\$22) to a maximum of four hundred fifty-five dollars (\$455) a month."

Amendment No. 5

On page 1, line 22, strike out "(c) One deputy clerk", and insert "(d) One deputy clerk, grade III".

Amendment No. 6

On page 1, strike out lines 24 and 25, and insert "three hundred seventy-three dollars (\$373) a month with annual increments of nineteen dollars (\$19), twenty dollars (\$20), twenty-one dollars (\$21), and twenty-two dollars (\$22) to a maximum of four hundred fifty-five dollars (\$455) a month."

Amendment No. 7

On page 2, strike out lines 1 to 7, inclusive.

Amendment No. 8

On page 2, line 8, strike out "(b) Two deputy clerks", and insert "(c) Five deputy clerks, grade II".

Amendment No. 9

On page 2, lines 9 and 10, strike out "----- dollars (\$-----) monthly.", and insert "three hundred twenty-two dollars (\$322) a month with annual increments of sixteen dollars (\$16), seventeen dollars (\$17), eighteen dollars (\$18), and nineteen dollars (\$19) to a maximum of three hundred ninety-two dollars (\$392) a month."

Amendment No. 10

On page 2, strike out lines 11 to 16, inclusive, and insert

"(f) Five deputy clerks, grade II (criminal division), each of whom shall receive three hundred twenty-two dollars (\$322) a month with annual increments of sixteen dollars (\$16), seventeen dollars (\$17), eighteen dollars (\$18), and nineteen dollars (\$19) to a maximum of three hundred ninety-two dollars (\$392) a month."

Amendment No. 11

On page 2, strike out lines 17 to 25, inclusive, and insert

"(g) Five deputy clerks, grade I (criminal division), each of whom shall receive two hundred seventy-eight dollars (\$278) a month with annual increments of fourteen dollars (\$14), fifteen dollars (\$15), sixteen dollars (\$16), and sixteen dollars (\$16) to a maximum of three hundred thirty-eight dollars (\$338) a month."

Amendment No. 12

On page 2, line 29, strike out "----- dollars (\$ -----)", and insert "seven hundred fifteen dollars (\$715)".

Amendment No. 13

On page 2, strike out lines 32 to 36, inclusive, and insert

"(a) Three deputy marshals (sergeants) each of whom shall receive four hundred thirty-three dollars a month (\$433) with annual increments of twenty-two dollars (\$22), twenty-three dollars (\$23), twenty-four dollars (\$24), and twenty-five dollars (\$25) to a maximum of five hundred twenty-seven dollars (\$527) a month."

Amendment No. 14

On page 2, line 37, strike out "(c)", and insert "(b)".

Amendment No. 15

On page 2, strike out lines 38 and 39, and insert "receive three hundred seventy-three dollars (\$373) a month with annual increments of nineteen dollars (\$19), twenty dollars (\$20), twenty-one dollars (\$21), and twenty-two dollars (\$22) to a maximum of four hundred fifty-five dollars (\$455) a month."

Amendment No. 16

On page 2, strike out lines 40 to 42, inclusive, and insert

"(c) One deputy marshal (clerk grade II), who shall receive three hundred twenty-two dollars (\$322) with annual increments of sixteen dollars (\$16), seventeen dollars (\$17), eighteen dollars (\$18), and nineteen dollars (\$19) to a maximum of three hundred ninety-two dollars (\$392) a month."

Amendment No. 17

On page 2, strike out lines 43 to 45, and insert

"(d) One deputy marshal (clerk grade I), who shall receive two hundred seventy-eight (\$278) dollars a month, with annual increments of fourteen (\$14) dollars, fifteen (\$15) dollars, fifteen (\$15) dollars, and sixteen (\$16) dollars, to a maximum of three hundred thirty-eight (\$338) dollars a month."

SEC. 5. On the effective date of this act, the present employees shall be paid at that step in the five step range which is the nearest to equaling the present rate of pay of each employee plus a five percent (5%) increase over his present rate, and such date shall determine his anniversary date for future salary increases.

After determination of these initial rates of pay within the five step ranges, each employee shall serve one (1) year in a step before qualifying for advancement to the next higher step in the pay range.

On and after the effective date of this act, all new employees shall be hired at the first step of the appropriate pay range.

For purposes of this act "anniversary date" means the effective date of the 1957 amendment to these sections for those officers and employees whose compensation is increased on said effective date and means the date of first employment or date of last salary increase whichever is later for all other officers and employees."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 1688

Senator Desmond moved that Senate Bill No. 1688 be withdrawn from Committee on Local Government for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1688—An act to amend Sections 73872, 73873, and 73874 of the Government Code, relating to the officers and attaches of the municipal court established in a district embracing the City of North Sacramento.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 5 to 7, inclusive, and insert "five hundred fifty dollars (\$550) a month."

Amendment No. 2

On page 1, strike out lines 10 and 11, and insert
"(a) Four deputy clerks, grade II, each of whom shall receive a salary of three hundred twenty-two dollars (\$322)".

Amendment No. 3

On page 1, line 13, strike out "----- dollars (\$-----)", and insert "sixteen dollars (\$16), seventeen dollars (\$17), eighteen dollars (\$18), and nineteen dollars (\$19)".

Amendment No. 4

On page 1, line 14, strike out "----- dollars (\$-----)", and insert "three hundred ninety-two dollars (\$392)".

Amendment No. 5

On page 1, line 16, strike out "Three deputy clerks, who", and insert "Six deputy clerks, grade I, each of whom".

Amendment No. 6

On page 1, lines 17 and 18, strike out "----- dollars (\$-----)", and insert "two hundred seventy-eight dollars (\$278)".

Amendment No. 7

On page 1, line 19, strike out "----- dollars (\$-----)", and insert "fourteen dollars (\$14), fifteen dollars (\$15), sixteen dollars (\$16), and seventeen dollars (\$17)".

Amendment No. 8

On page 1, lines 20 and 21, strike out "----- dollars (\$-----)", and insert "three hundred thirty-eight dollars (\$338)".

Amendment No. 9

On page 1, strike out lines 22 to 27, inclusive; on page 2, strike out lines 1 to 7, inclusive.

Amendment No. 10

On page 2, strike out lines 10 to 13, inclusive, and insert "salary of five hundred fifty dollars (\$550) a month. The marshal may appoint one deputy".

Amendment No. 11

On page 2, line 14, after "marshal", insert "(sergeant)".

Amendment No. 12

On page 2, line 15, strike out "----- dollars (\$-----)", and insert "four hundred thirty-three dollars (\$433)".

Amendment No. 13

On page 2, line 16, strike out "----- dollars (\$-----)", and insert "twenty-two dollars (\$22), twenty-three dollars (\$23), twenty-four dollars (\$24), and twenty-five dollars (\$25)".

Amendment No. 14

On page 2, line 17, strike out "----- dollars (\$-----)", and insert "five hundred twenty-seven dollars (\$527)".

Amendment No. 15

On page 2, line 19, strike out "----- dollars (\$-----)", and insert "three hundred seventy-three dollars (\$373)".

Amendment No. 16

On page 2, line 20, strike out "----- dollars (\$-----)", and insert "nineteen dollars (\$19), twenty dollars (\$20), twenty-one dollars (\$21), and twenty-two dollars (\$22)".

Amendment No. 17

On page 2, line 21, strike out "----- dollars (\$-----)", and insert "four hundred fifty-five dollars (\$455)".

Amendment No. 18

On page 2, after line 21, insert

"SEC. 4. On the effective date of this act, the present employees shall be paid at that step in the five-step range which is the nearest to equaling the present rate of pay of each employee plus a five percent (5%) increase over his present rate and such date shall determine his anniversary date for future salary increases.

After determination of these initial rates of pay within the five-step ranges, each employee shall serve one year in a step before qualifying for advancement to the next higher step in the pay range.

On and after the effective date of this act, all new employees shall be hired at the first step of the appropriate pay range.

For purposes of this act "anniversary date" means the effective date of the 1957 amendment to these sections for those officers and employees whose compensation is increased on said effective date and means the date of first employment or date of last salary increase whichever is later for all other officers and employees."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 11.20 p.m., on motion of Senator John F. McCarthy, further proceedings under the call of the Senate were dispensed with.

ADJOURNMENT

At 11.20 p.m., on motion of Senator John F. McCarthy, the President declared the Senate adjourned until 3 p.m., Thursday, May 9, 1957.

JOHN F. LEA, Minute Clerk.

CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-FOURTH LEGISLATIVE DAY

EIGHTY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, May 9, 1957

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O, God, we call upon Thee this day. Make haste to help us. Incline not our hearts to evil, but set a guard over our mouths and keep watch at the door of our lips. Deepen, O Lord, our insight into Thy sovereign will—with an understanding that knows Thee, the Creator of all things—a diligence that seeks Thy will—a wisdom that finds Thy pleasure—a way of life that is acceptable to Thee—and a perseverance that fulfills Thy commandments in all that we do for our State and citizens. Lift us, O Lord, above cowardice, timidity, mistrust. May we never permit our conscience to be dulled or our affections chilled, but keep us alert to the instant claim of Thy will, never faltering before the test of the day. Help each of us as individuals to do all within our power to labor and sacrifice until we have accomplished our work and our task is done and the day is over. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Murdy, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr.

Saul Barnett, and the following students from James Lick Junior High School, San Francisco: William Abbott, Carroll Acquino, Teo Acquino, Kenneth Biskner, Tim Crady, James Ericson, Ed Finerty, Richard Hesselbroth, Roger Jensen, Tommy Johnson, Melvin Kumagai, Frank Lazo, Bryan Mahoney, Gerald Noble, Charles Stokes, Eugene Thomas, Billy Walker, Steve Wilhelm, Robert Woods, Floyd Hicks, Bonnie Anderson, Phyllis Aven, Joanna Cain, Marsha Crandall, Carolyn Duty, Patricia Green, Kitty Flock, Dorothy Hidlebaugh, Barbara Keeby, Shirley Klotz, Lorna Larson, Carole McGowan, Geraldine McKnight, Lorraine Ortiz, Lillian Roberts, Nora Rosentals, RoseMarie Wielgosz, Mary Shaffer, Maxine Halley, and Paula Carmack.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Anna Jane McGonagle, Mr. G. Winans, Mrs. Foley, and the following students and parents from Sierra Elementary School, Placerville, El Dorado County: *students*—Dawn Harskman, Eva Abel, Tom Vaught, Phillip Walther, Mary Watkins, Peggie Aycock, Jim Nokes, Gary Clark, Richard North, Joan Read, Douglas Webb, Joe Barker, Billy Beckett, David Ronyone, Jannette Schroer, Linda Cross, Arla Roberson, Judy Vennum, Judy Carston, Dona Pearson, Areta Harding, Barbara Knouse, Roland Lynn, Sheri Morris, Terry Jones, Patricia Lacey, Daniel Bult, Edward Byrd, Betty Jo Bright, Wilma Courinbo, Sharon Larson, Marie Foley, Gary Parham, Duane Buel, Patrick Egan, David Rust, Bobby Mason, Gary Hutchings, Robert Portnell, Charles Nunn, Sydney Vanderbundt, Michel Nuney, Nathalie Cook, Jerriann Rohrer, Mary McLaughlin, Donna Baker, Daryls Smith, Marilyn Fickel, Gretchen Schneider, Bonnie Flint, John McAnnally, Dennis Luther, Arlene Howe, Patricia Foley, Lillian Abel, Bonnie Campbell, Marty Morris, Victoria Carbine, Sandra Nunaly, and Jean Feth; *parents*—Mrs. Sue Nunaly, Mrs. Helen Campbell, Mrs. Jean Carbine, Mrs. Violet Feth, Mrs. Viola Howe, Mrs. Margrett Rust, Mrs. La Verne Rohrer, Mrs. Belle Fickel, Mrs. Thelma Smith, and Mrs. Birdie Nokes.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Fred Hutchinson, Jean Baughn, Frank Baughn, Herman Moller, and the following students from Hilmar High School, Hilmar: Wilma Balmer, Kay Challenge, Lola Daniel, Norma Draften, Nickie Gumanaday, Elgeva Miller, Marsha Mord, Anita Ruiz, Barbara Salmonson, Marilee Schuman, Lucinda Sorensen, Phyllis Stinson, Carole Thomas, Lyn Lundell, Cecilia Alameda, Delores Avila, Sandra Borrelli, Mary Daniel, Rita Dublin, Shirley Ferreira, Cecille Guinn, Brenda Houser, Linda Houser, Sandra Keas, Mary Lopes, Gail McSweeney, Sharron Medeiros, Mary Padayhag, Joyce Rutherford, Nancy Watkins, Barbara Lassiter, Sharon Morgan, Alma Balmer, Barbara Brown, Jaunice Claunch, Barbara Fransen, Charlotte Gonzales, Delia Hurtado, Diane Perry, Carole Rearick, Jane Smith, Angelina Vierra, Stella Waller, Bill Ahlem, Lloyd Ferreira, Herbert Fletcher, Victor Gouveia, Stanley Heins, Patrick McCorkle, Thomas Norton, Rodney Nylund, Gary Olds, David Ramos, Lynn Sousa, Sam Stevinson, Michael Sward, Fred Womack, Joseph Bertrand, Helder Trigueiro, Marvin Scott, Michael Anderson, George Baker, Michael Brescia, James Dickman, Daniel Farrand, Robert Jeffries, Simon Oroseo, David Puckett, Richard Schmidt, Don Smith, Danny

Stadtler, Mathew Canhoto, Bill Crandell, Virl Drafton, Frank Freitas, Richard Gomes, Charles Johnson, Robert Jones, Allen Lopes, Naldiro Mello, Tommy Newman, and Arnold Souza.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Jane Rummel, Mr. Miles Myers, and the following students from McChesney Junior High School, Oakland: Buz Carpueter, Janet Bohn, Kirk Altshuler, Judy Andresen, Pat Barnes, David Brown, Gerry Browne, Chris Chalmers, Norma Croft, Ronald Doxey, Vicki Dutro, Andy Flett, Tom Ford, Karni Glanz, Al Gordon, John Hammarstrom, John Hanson, Howard Harpham, Jessie Higgins, Diane Johnson, Carole Lenci, Bill Logan, Erleen Mallinen, Carolyn Martin, Debbie Mazon, Cherie Nie, Virginia Oas, Beverly Olson, Barbara Roberts, Bob Roberts, Hazel Schroeter, Laurie Simon, Shirley Stroyan, Karen Summers, Sue Van Winkle, Tom Weisner, Arlene Weiss, Cheryl Westerhout, Ruth White, and John Wilson.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Principal Mr. Elmer O. Sagen, Miss Donovan, Mrs. Swanson, and the following students from Lincoln School, Alameda: Donita Bailo, Paul Barneich, Barbara Betterton, David Bottemiller, Ray Bucciarelli, Bonnie Clark, Allan Dart, Allan Fearon, Michael Fink, Richard Flood, Donna Godchaux, Hilary Hanna, Lu Ann Hoyter, Laurie Jussila, Richard Kohler, Jennifer Lessley, Julie Lodge, Carol McFeron, William Millard, Monica Millet, Diana Myers, Judith Nelson, Gayla Palizzola, Larry Potter, William Rather, Mary Renshaw, Norma Rueda, Patricia Sanborn, Lynda Segerquist, Marilyn Stagnaro, Jean Stephenson, Nicholas Tennant, Cathie Tilton, Joan Tomashek, Ronald Truscott, Kathryn Baum, Lynn Benedick, Diana Boneto, Larry Braden, Linda Caird, Linda Carpenter, William Doan, Diane Doble, Terry Fogarty, Leona Fontaine, Terry Gilmer, Thomas Harchous, Charles Hodge, Mary Louise Langren, Darrell Manful, Diane Martinez, Jack Mathieson, Richard McCreery, Michael McGregor, Carolyn Medaglia, Jacqueline Nickerson, Judith Nordmark, Stanley Peterson, Dean Polk, Larry Reeves, Marilyn Raynaud, Jay Richardson, Darlene Schaetten, Allen Spector, Carol Stanton, Bill Steveley, Karen Sweeney, and Lynna Traver.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Niehaus, Mr. Kee, and the following students from Arden School, Carmichael: Marie Ames, Rande Anderson, Linda Bredthauer, Kenneth Carr, Judith Coleman, Marney Crabbe, Terry Dickman, Frankie Eastman, Richard Falvey, Diana Gantke, Carol Ann Garcia, Anne Heckman, Tempest Kelker, Rae Jean Lee, Mary Jo Lord, Robert McDonald, Robert Montgomery, Donna Northrop, Ronald Peters, Olin Pace, Jeri Lynn Peek, LeRoy Pratt, Frank Rogers, Karel Sanford, Joan Seibt, Robert Schaff, Doreen Sprenger, Suzanne Stoltz, Peter Van Steinnis, and Clark Whitten.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to teachers Tom Teel and Harry Bernacchi, parents Mrs. Gove, Mrs. Hampton, Mrs. Mimme, and Mrs. Gollett, and the following students from Irvington Elementary School, Irvington, Alameda County: D. Allan, C. Blockhus, N.

Bradley, E. Bryden, C. Ekern, J. Griffin, J. King, P. Krueger, C. Lara, R. Laubsch, B. Lowrie, K. Patrick, L. Pollard, J. Hauck, C. Spann, G. Taylor, L. Glenn, C. Belueal, J. Benavidez, C. Erickson, K. Gunn, B. Hampton, N. Ontiveros, R. Rippee, S. Rushing, J. Ullner, L. Wade, N. Weiler, B. Turpin, V. Ness, S. Wandell, J. McAlister, Tom Chuipa, Victor Ranoa, Don Mimms, Melvin Millard, Norman Rose, Tom Berford, Don Gallett, Gene Canright, Louis Unbanks, Gene Cremeans, Robt. Hargis, Gary Moore, David Tingey, Flood Wamm, Jannette Buss, Willene Maloney, Janet Gove, Dianne Parrott, Rosemary Faria, Elizabeth Salas, Annette Daniels, Paula Chitwood, Helen Boatright, Donna McClure, Ruth Kempton, Joan Harmon, and Karren Korrell.

On request of Senator John F. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Republican Women of Marin Federation: Mrs. W. Arthur Magee, Mrs. Blanche Thompson, Mrs. H. W. Laster, Mrs. Frank Klineman, Lydia Melone, Mrs. Guy H. Gale, Mrs. Virgil E. Reames, Mrs. Florence M. Steinburg, Mrs. Joseph W. Dickover, Mrs. Erland Ericson, Mrs. Gertrude Adams, Violet Fowler, Mrs. David Lawrence, and Charlotte Gunn Kruger.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to James W. Sweeny, Placerville, County Recorder.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Clara McDonald of Los Angeles, M. A. Parker of Glendale, Mrs. Sidney Dishal of Van Nuys, Mrs. Rose Boin of North Hollywood, Mrs. Harold Marlowe of Sherman Oaks, Mrs. J. J. Posell of Van Nuys, P. L. Johnson of Los Angeles, Councilmen Myron Johnson and James T. Bradshaw of Monterey Park, and Charles R. Martin, City Attorney of Monterey Park.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Horace Breed of Orinda.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to A. A. Brierly, County Surveyor, and John Smith, Road Commissioner, both of Independence, Inyo County.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Walter Hooper of Lindsay.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lonnie Case and the following students from Sanger School, Fresno County: Douglas Cornelius, Billy Wolf, Ronnie Case, Robert Novel, John Luther, Sandra Gumber, Leonard Gongales, Jimmy McCollum, Clinton White, William West, Jr., Lonnie Case, and Mildred Case.

On request of Senator John F. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teachers Merv Gootherts and Douglas Lindauer, and the following students from Larkspur-Corte Madera School: Linda Albertoni, Albert Augustus, Michael Bain, Michael Barkowska, John Bogdanoff, John

Bonadeo, Donald Bowen, Janet Butler, Diana Chaney, Benjamin Chollar, Wayne Cole, Ruth Daveler, Carol Ensler, Dennis Evanseo, Kathleen Farmer, John Fleming, Roger Friend, Gloria Giddings, Judith Hoaglin, Maureen Johnson, Peter Keller, Barbara Kilian, Brian Kerry Leck, Harold Lucas, Bryce MacMillan, James Maring, Phillis Marsh, Dwight Maxwell, Patricia Murray, Glenn Myers, Jack Newberry, Cliff Newton, Bette Jeanne Pirtz, Bruce Pohoriles, Erik Rosell, Joan Schunk, Suzanne Scott, Kent Shew, Donald Simon, David Sinton, Mary Slivka, Digby Smith, Susan Spain, Robert Stockwell, Michael Tarpey, Kathleen Weiss, Kimberly West, Mary Ann Wethmar, Lois Wheeler, David Wilkins, and Terrie Worth.

On request of Senator Breed and Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Bosche of Piedmont.

On request of Senator Hollister, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. C. W. Bradbury, Santa Barbara County Supervisor, Carpenteria.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Nancy McDowell, Sally Haines, and Carol Funkhouser, all of Davis.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Orrie D. Yoder, Rev. Orrie D. Yoder, Mr. and Mrs. Kropf, and the following students from the Rio Linda Christian Day School, Rio Linda, Sacramento: Stanley Kropf, Mabel Kropf, Archie Clay, Tania Clay, Carol Anne Kropf, Florence Kropf, Dannie Clay, Ellen Hostetler, James Hostetler, LeRoy Kropf, Jimmy Kropf, and Duane Zander.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to former Senator Edward Tickle from Monterey.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Edward Tickle of Monterey.

On request of Senators Abshire and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Arthur C. Roos of Beverly Hills.

On request of Senator Abshire, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Elzo McCluskey of Santa Rosa.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jay Kay Bishop, psychologist for the County of Sacramento.

CALL OF THE SENATE

Senator Short moved a call of the Senate.

Motion carried.

Time, 3.05 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 9, 1957

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your consideration and consent.

MRS. RUTH LYON, a resident of Menlo Park, was graduated from Bond Hall in 1931 with an outstanding record. She is a member of the California State Bar and the American Bar Association and has served as a member of the Social Welfare Board since September 18, 1952;

Member, Social Welfare Board, vice self, term expired, (formerly Mrs. Ruth Chance), for the term prescribed by law, ending January 15, 1961.

MRS. SUE FRANKLEY, a resident of Beverly Hills; has served as President of the Women's Division of the Los Angeles Chamber of Commerce; board member of the Museum of Science and Industry, the Assistance League, the Red Cross, U. S. O., and the Osteopathic Physicians and Surgeons Hospital. She is Chairman of the Community Chest Red Feather Breakfast in Los Angeles;

Member, Social Welfare Board, vice George D. Lyon, resigned, for the term prescribed by law, ending January 15, 1958.

LOUIS SLATER, a resident of Fresno; is a business executive with interests throughout the San Joaquin Valley. He sponsored the original United Crusade for the Fresno area, and is identified with many other charity and philanthropic campaigns. He was active in the establishment and development of the Valley Children's Hospital which serves the entire San Joaquin Valley;

Member, Social Welfare Board, vice John C. Cuneo, term expired, for the term prescribed by law, ending January 15, 1961.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 9, 1957

*To the Honorable Members of the Senate
State of California
Sacramento, California*

Greetings: I am returning herewith, without my signature, Senate Bill 653, entitled: "An act to amend Section 211 of the Financial Code, relating to the Superintendent of Banks."

My objections to this bill are as follows:

This bill would require that appointments to the Office of Superintendent of Banks be made with the advice and consent of the Senate.

This provision violates a basic rule of public administration that the authority and the responsibility for any act be vested in the same person. When an appointment is made by the Governor of a director of a department to serve at his pleasure, the Governor should be solely responsible to the people for that appointment.

I have been concerned at the trend in recent years to place more and more restrictions upon the Executive in the exercise of his constitutional functions, and I am firmly of the opinion that this trend should not be further extended.

Accordingly, I am returning the bill without my signature.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

Message read, and ordered printed in the Journal.

Senate Bill No. 653 ordered to unfinished business file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 9, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 641
Assembly Bill No. 1149
Assembly Bill No. 1225
Assembly Bill No. 1246
Assembly Bill No. 1509
Assembly Bill No. 1713
Assembly Bill No. 1804
Assembly Bill No. 2122
Assembly Bill No. 2455
Assembly Bill No. 2671

Assembly Bill No. 2572
Assembly Bill No. 2574
Assembly Bill No. 2672
Assembly Bill No. 2688
Assembly Bill No. 2813
Assembly Bill No. 3045
Assembly Bill No. 3105
Assembly Bill No. 3942
Assembly Bill No. 4139
Assembly Bill No. 4140

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 641—An act to amend Section 1065 of the Fish and Game Code, and Section 8151 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to sardines.

Referred to Committee on Fish and Game.

Assembly Bill No. 1149—An act to amend Section 6904 of the Government Code, relating to vending stands for the blind.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1225—An act to add Section 1193.5 to the Penal Code, relating to the imposition and infliction of death sentences.

Referred to Committee on Judiciary.

Assembly Bill No. 1246—An act to amend Section 26202 of the Government Code, relating to the destruction of county records.

Referred to Committee on Local Government.

Assembly Bill No. 1509—An act to add Section 19533.4 to the Government Code, relating to state employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1713—An act to add Chapter 4 (commencing at Section 1900) to Division 4 of the Elections Code, relating to initiatives and measures submitted to the voters of districts.

Referred to Committee on Elections.

Assembly Bill No. 1804—An act to amend Sections 12321, 12323, and 12414 of, and to repeal Section 12322 of, the Government Code, relating to state funds.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2122—An act to amend Section 7717 of the Education Code, relating to school district public works.

Referred to Committee on Education.

Assembly Bill No. 2455—An act to add Section 200.1 to the Welfare and Institutions Code, relating to standards of aid and relief.

Referred to Committee on Social Welfare.

Assembly Bill No. 2671—An act to amend Section 14132 of the Education Code, relating to employment of persons by public schools.
Referred to Committee on Education.

Assembly Bill No. 2572—An act to amend Section 36937 of the Government Code, relating to city ordinances.
Referred to Committee on Local Government.

Assembly Bill No. 2574—An act to amend Section 27640 of the Government Code, relating to county counsels.
Referred to Committee on Local Government.

Assembly Bill No. 2672—An act to amend Section 14129 of the Education Code, relating to employment of persons by public schools.
Referred to Committee on Education.

Assembly Bill No. 2688—An act to add Section 29304 to the Government Code, relating to tax and assessment proceedings.
Referred to Committee on Local Government.

Assembly Bill No. 2813—An act to add Section 506.1 to the Vehicle Code, relating to driving a vehicle while under the influence of intoxicating liquor or any drug.
Referred to Committee on Transportation.

Assembly Bill No. 3045—An act to repeal Sections 5153, 5154, 5154.5, 5155, 7037, 7098, 7101, 7101.3, 7101.4, 7102, 7102.3, 7102.4, 7103, 7103.3, 7103.4, 7109, 7109.41, 7109.42, 7109.43, 7111, 7112, 7113, 7114, 7115, 7116, 7117, 7118, 7119, 7121.1, 7121.2, and 7124 of, and to add Sections 5153, 5154, 7001.1, 7037, 7037.05, 7091.1, 7121.1, 7121.2, 7121.3, 7121.4, and 7121.5 to, and to amend Sections 6703, 6831.1, 7000.1, 7000.4, 7001, 7003, 7004, 7011, 7018.1, 7019, 7032, 7032.1, 7034, 7035.1, 7036, 7037.1, 7037.2, 7038, 7039, 7041, 7044, 7046, 7051, 7067, 7075, 7081, 7091, 7092.1, 7094, 7095, 7097, 7109.21, 7109.22, 7121, 7121.1, 7121.2, 7122, 7125.1, 7143, 13842, of the Education Code, relating to the Public School System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3105—An act to amend Section 13833 of the Education Code, relating to compensation of certificated employees.
Referred to Committee on Local Government.

Assembly Bill No. 3942—An act to amend Section 22173 of the Education Code, relating to county free libraries.
Referred to Committee on Local Government.

Assembly Bill No. 4139—An act to add Section 31105.1 to the Government Code, relating to county civil service ordinances.
Referred to Committee on Local Government.

Assembly Bill No. 4140—An act to amend Sections 32202 and 32203 of, and to add Section 32134 to, the Health and Safety Code, relating to hospital districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 9, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Constitutional Amendment No. 10

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Constitutional Amendment No. 10—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing Section 3 and amending Section 3.1 of Article IX thereof, relating to county superintendents of schools.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 8, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 2425

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By KENNETH E. WRIGHT, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 2425—An act to amend Sections 11101, 11107; 11114, 11115, 11116, and 11119 of, to repeal Sections 11104, 11105, 11106, 11110, 11117, 11118, 11120, and 11121 of, to repeal Article 2 (commencing at Section 11170) of Chapter 3 of Division 13 of, and to add Sections 11104, 11105, 11106, 11117, and 11120 to, the Elections Code, relating to the recall of municipal officers.

Referred to Committee on Elections.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 36	Senate Bill No. 1460
Senate Bill No. 570	Senate Bill No. 1604
Senate Bill No. 685	Senate Bill No. 1625
Senate Bill No. 881	Senate Bill No. 1651
Senate Bill No. 932	Senate Bill No. 1955
Senate Bill No. 1002	Senate Bill No. 1989
Senate Bill No. 1049	Senate Bill No. 2657
Senate Bill No. 1050	Senate Bill No. 2660
Senate Bill No. 1052	Senate Bill No. 2662
Senate Bill No. 1151	Senate Bill No. 2663
Senate Bill No. 1170	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 55

Senate Bill No. 581

Senate Bill No. 244

Senate Bill No. 2651

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 580

Senate Bill No. 1397

Senate Bill No. 769

Senate Bill No. 1689

Senate Bill No. 770

Senate Bill No. 1792

Senate Bill No. 771

Senate Bill No. 2551

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 799

Senate Bill No. 878

Senate Bill No. 2388

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2276

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 1094

Senate Bill No. 2132

Senate Bill No. 1711

Senate Bill No. 2212

Senate Bill No. 1905

Assembly Bill No. 1608

Senate Bill No. 1984

Assembly Bill No. 3712

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 67

Senate Bill No. 2174

Senate Bill No. 1794

Assembly Bill No. 309

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Bill No. 2970

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 759

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

WILLIAMS, Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Elections

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 1796

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Assembly Bill No. 679

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 659

Senate Bill No. 1326

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Financial Institutions

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which was referred:

Senate Bill No. 1498

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be re-referred to the Committee on Rules for purpose of referral to appropriate interim committee.

BYRNE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which were referred:

Assembly Bill No. 784

Assembly Bill No. 1639

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which were referred:

Senate Bill No. 2081

Assembly Bill No. 822

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which was referred:
Assembly Bill No. 1732

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:
Senate Bill No. 2638

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 571
Assembly Bill No. 4092
Assembly Bill No. 2751

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

THOMPSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 1027	Assembly Bill No. 1683
Assembly Bill No. 333	Assembly Bill No. 2952
Assembly Bill No. 352	Assembly Bill No. 2953
Assembly Bill No. 1053	

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 1243
Senate Bill No. 1353
Senate Bill No. 1355

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to an interim committee.

THOMPSON, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Financial Institutions

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which was referred:
Senate Bill No. 221

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 1733

Senate Bill No. 2200

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 8, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 476

Assembly Bill No. 1868

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DESMOND, Chairman

Above reported bills ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:

Senate Bill No. 1372

Senate Bill No. 2578

Senate Bill No. 2451

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

HAROLD T. JOHNSON, Chairman

Above reported bills ordered to second reading.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Brown:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 23136 of the Government Code, relating to the boundaries of San Bernardino County and Inyo County.

Respectfully submitted.

SENATOR BROWN

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 9, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Governmental Efficiency.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Regan, Richards, Short, Thompson, and Williams—30.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bill was introduced, and read the first time:

Senate Bill No. 2669: By Senator Brown—An act to amend Section 23136 of the Government Code, relating to the boundaries of San Bernardino County and Inyo County.

Referred to Committee on Governmental Efficiency.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Berry:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 504 of, to amend and renumber Sections 509 and 510 of, and to add Sections 509, 509.1 and 509.2 and Chapter 1.6 (commencing at Section 5092.01) to Division 5 of the Public Resources Code, relating to the administration of state roadside rests, riding and hiking trails, and small craft harbors.

Respectfully submitted,

SENATOR SWIFT BERRY

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 9, 1957

The Committee on Rules recommends that permission be granted to introduce the bills as requested, and that the bills be referred to Committee on Natural Resources.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, and Williams—30.

NOES—None.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bill was introduced, and read the first time:

Senate Bill No. 2670: By Senator Berry—An act to amend Section 504 of, to amend and renumber Sections 509 and 510 of, and to add Sections 509, 509.1, and 509.2 and Chapter 1.6 (commencing at Section 5092.01) to Division 5 of the Public Resources Code, relating to the administration of state roadside rests, riding and hiking trails, and small craft harbors.

Referred to Committee on Natural Resources.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

Senate Bill No. 350—An act to amend Section 27177 of the Streets and Highways Code, relating to bridge and highway districts.

Consideration of Governor's Veto

Governor's message stating his objections read previously.

The question being: Shall Senate Bill No. 350 become a law notwithstanding the objections of the Governor?

The roll was called, and the Senate sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Richards, Sutton, and Williams—25.

Senate Bill No. 412—An act to amend Section 6334 of the Education Code, relating to school district budgets.

Consideration of Governor's Veto

Governor's message stating his objections read previously.

The question being: Shall Senate Bill No. 412 become a law notwithstanding the objections of the Governor?

The roll was called, and the Senate sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Senators Abshire, Arnold, Beard, Breed, Brown, Busch, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, John F. McCarthy, Montgomery, Richards, Short, Sutton, Teale, Thompson, and Williams—27.

MOTIONS TO RECONSIDER

Senate Constitutional Amendment No. 37—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 3 of Article XXVI thereof, relating to the use of revenues obtained from motor vehicle fuel taxes and motor vehicle registration and license fees.

Request for Unanimous Consent

Senator Dorsey asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Senate Constitutional Amendment No. 37 was adopted, continued until the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 2363—An act to add Section 668.1 to the Elections Code, relating to elections and matters incidental thereto.

Bill read second time, order engrossed, and to third reading.

Senate Bill No. 1337—An act to add Division 3.5, the Street and Road Bond Act of 1957, to the Streets and Highways Code, relating to the issuance and sale of bonds to finance the immediate construction of county roads and city streets, such bonds to be payable solely from certain portions of the State Highway Fund and Highway Users Tax Fund, and authorizing the immediate expenditure of the proceeds from the sale of such bonds for the construction of such roads and streets.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 2, line 24, of the printed bill, strike out "one-half", and insert "one-fourth".

Amendment No. 2

On page 2, line 35, strike out "one-half", and insert "one-fourth".

Amendment No. 3

On page 7, line 17, strike out "one-half", and insert "one-fourth".

Amendment No. 4

On page 7, line 28, strike out "one-half", and insert "one-fourth".

Amendment No. 5

On page 11, line 15, strike out "Highway", and insert "Road".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Concurrent Resolution No. 83—Relative to a proposed state highway from Ventura to the vicinity of Taft or Maricopa.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 2, line 21, of the printed measure, strike out "immediately make", and insert "make, as soon as it is reasonably possible to do so,".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 1361—An act to add Article 7.5 (comprising Sections 53840 to 53845 inclusive) to Chapter 4, Part 1, Division 2, of Title 5 of the Government Code, relating to temporary borrowing by local agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "7.5 (comprising Sections 53840 to 53845", and insert "7.6 (comprising Sections 53850 to 53855".

Amendment No. 2

On page 1, line 1, strike out "7.5", and insert "7.6".

Amendment No. 3

On page 1, line 4, strike out "7.5", and insert "7.6".

Amendment No. 4

On page 1, line 6, strike out "53840", and insert "53850".

Amendment No. 5

On page 1, line 10, strike out "53841", and insert "53851".

Amendment No. 6

On page 2, line 1, strike out "53842", and insert "53852".

Amendment No. 7

On page 2, line 3, strike out "53843", and insert "53853".

Amendment No. 8

On page 2, line 6, strike out "53844", and insert "53854".

Amendment No. 9

On page 2, lines 7 and 8, strike out "the income and revenue for the fiscal year in which the money is borrowed," and insert "85 percent of:

(a) The revenue from taxes for the current fiscal year or that portion of the taxes not collected at the time of borrowing, where the borrowing is by a county, city, or municipal or public corporation or district, other than a school district or junior college district.

(b) The estimated income and revenue for the current fiscal year or that portion not collected at the time of borrowing, where the borrowing is by a school district or junior college district."

Amendment No. 10

On page 2, line 11, strike out "53845", and insert "53855".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1362—An act to add Section 37210 to the Government Code, relating to temporary borrowing by new cities.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "the income and revenue", and insert "85 percent of the anticipated revenues".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1605—An act to add Section 11502.1 to the Government Code, relating to hearing officers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill as amended in Senate April 8, 1957, strike out lines 17 to 19, inclusive, and insert

"(c) Full time hearing officers shall not engage in the private practice of law."

Amendment No. 2

On page 1, line 22, strike out "to be fixed by the State"; and strike out all of lines 23 to 25, inclusive, and insert "at a rate of twelve thousand dollars (\$12,000) per year.

SEC. 2. If any provision of this act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 1934—An act to amend Sections 7041 and 7042 of the Education Code, relating to foundation programs for school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Sections 7041 and 7042", and insert "add Sections 16271.05, 16271.15, and 16292".

Amendment No. 2

In line 2 of the title, strike out "foundation programs for school districts", and insert "school busses".

Amendment No. 3

On page 1, strike out lines 1 to 27, inclusive, and insert

"SECTION 1. Section 16271.05 is added to the Education Code, to read:

16271.05. The county superintendent of schools of any county may use school busses to transport pupils attending schools or classes operated by the county superintendent pursuant to Articles 12, 13 or 14 of Chapter 8.1 of Division 4 of this code and teachers or other employees employed by the county superintendent of schools, to and from school athletic contests or other school activities, or to and from fairs or expositions held in the State or in any adjoining state and in which the pupils participate actively or as spectators. The transportation may be provided on any day or days throughout the school year.

SEC. 2. Section 16271.15 is added to said code, to read:

16271.15. The county superintendent of schools of any county may use school busses within the county under his jurisdiction to provide transportation for teachers and other employees of the county superintendent of schools in connection with activities of an educational nature.

SEC. 3. Section 16292 is added to said code, to read:

16292. The county superintendent of schools of any county may, with the consent of the county board of education, contract for the transportation of pupils attending schools or classes operated by the county superintendent of schools pursuant to Articles 12, 13 or 14 of Chapter 8.1 of Division 4 of this code, to and from any exposition or fair, school activities, or other activities which the county superintendent of schools determines to be for the benefit of the pupils, in this State, and may pay for the transportation out of the County School Service Fund."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

Senate Bill No. 1350—An act to amend Section 9651 of the Revenue and Taxation Code, relating to the motor vehicle transportation license tax, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 2 of the printed bill, between lines 22 and 23, insert

"(c) The tax imposed by subdivision (b) shall apply only in the case of an operator therein described operating between or through cities or other areas which, at the effective date of this section, impose franchise taxes on passenger stage corporations at rates two-thirds less than those ordinarily applicable."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 704—An act to amend Section 1347 of the Fish and Game Code, and amend Section 332 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to elk.

Bill read second time.

Motion to Amend

Senator Ed. C. Johnson moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in Senate April 18, 1957, strike out "effected", and insert "affected".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 188—An act to amend Section 1293 of, and add Section 1293.5 to, the Fish and Game Code, relating to damage to property by mammals and the taking of such mammals under special permit.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 1293 of, and".

Amendment No. 2

In line 1 of the title strike out "to," and insert "to".

Amendment No. 3

On page 1, strike out lines 1 to 15, inclusive, and insert

"SECTION 1. Section 1293.5 is added to the Fish and Game Code, to read:".

Amendment No. 4

On page 1, line 18, after "may," insert "with the consent of or upon the request of the landowner or tenant,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1790—An act to amend Section 482.5 of, to add Section 1412 to, and to repeal Section 481.5 of, the Fish and Game Code, relating to fish.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 2, 1957, strike out "of," and insert "of and".

Amendment No. 2

In line 2 of the title, strike out ", and to repeal Section 481.5 of,".

Amendment No. 3

On page 1, line 3, strike out "nor", and insert "or".

Amendment No. 4

On page 1, strike out line 19.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 621—An act to amend Section 15809 and to repeal Section 15809.5 of the Government Code, relating to the State Building Construction Act of 1955.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 15809", and insert "Sections 15809 and 15822".

PRINTER'S NOTE.—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2, after line 12, insert

"SEC. 3. Section 15822 of the Government Code is amended to read:

15822. The certificates shall be authorized by resolutions of the board, and shall bear such dates, mature at such time or times not exceeding 25 years from their respective dates, bear interest at such rate or rates agreed upon between the board and the investing agency with the approval of the Department of Finance, not exceeding [4] $4\frac{1}{2}$ percent per year, payable semiannually, be in such denominations and in such form, be payable in such medium of payment and at such place or places, and subject to such terms of redemption at such prices not exceeding 105 percent of the principal amount as the resolutions provide.

The certificates shall bear the facsimile signature of the Governor and the facsimile countersignature of the Controller and shall be endorsed by the State Treasurer either by original signature or by a signature stamp, and the certificates shall be signed, countersigned, and endorsed by the officers who shall be in office on the date of issuance thereof, and each of said certificates shall bear an impress of the Great Seal of the State of California."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1211—An act to add Section 13390.5 to the Government Code, relating to state purchases.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate April 23, 1957, after "agencies", insert ", if the canned product thereof meets the standards prescribed for similar commercially packed canned products under federal law".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2643—An act to require that the proceeds from the sale of the Department of Motor Vehicle Building in San Bernardino be used for providing quarters for said department in the new State Building.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, lines 3 and 4, of the title of the printed bill, as amended in Senate April 3, 1957, strike out "providing quarters for said department in the new State Building", and insert "acquisition of a building site for said department in San Bernardino, and making an appropriation therefor".

Amendment No. 2

On page 1, line 3, strike out "shall be", and insert "are hereby".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2503—An act declaring portions of the lands granted to the County of Orange by an act entitled "An act granting certain tidelands and submerged lands of the State of California to the County of Orange in said State upon certain trusts and conditions," approved May 25, 1919, as amended, which have been and which may be hereafter improved, filled, and reclaimed, unavailable and unuseful for navigation, commerce, and fisheries, and excluding such portions from use for navigation, commerce, and fisheries, and providing that such portions, and other portions of the lands granted by said act, may be irrevocably alienated and conveyed free of public use and trust by the said county to the owner or owners of uplands contiguous thereto, exchanged, or otherwise sold as herein provided.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 13 of the title of the printed bill, as amended in Senate April 30, 1957, strike out "to", and insert "by exchanging such lands with".

Amendment No. 2

Strike out lines 14 and 15 of the title, and insert "thereto."

Amendment No. 3

On page 1, line 11, strike out "bulkhead", and insert "established bulkhead or harbor lines".

Amendment No. 4

On page 2, line 13, strike out "bulkhead", and insert "established bulkhead or harbor lines".

Amendment No. 5

On page 2, line 29, after "Orange", insert ", with the approval and concurrence of the State Lands Commission,".

Amendment No. 6

On page 2, line 33, strike out "on such terms as may be deemed by the"; strike out line 34, and insert "upon a finding by the State Lands Commission that the lands located in the area commonly known as Upper Newport Bay which are to be exchanged are no longer useful for navigation, commerce, and fishing, and that the lands to be received in exchange are at least of equal value thereto. The lands received by the county in exchange shall be used by the county only for purposes of state-wide interest. Upon any conveyance as herein provided all right, title, and interest of the State and said County of Orange in the land exchanged shall vest in the grantee or grantees thereof."

Amendment No. 7

On page 2, strike out lines 35 to 52, inclusive; and on page 3, strike out lines 1 to 25, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 614—An act to repeal Section 14559.2 of, and to add Sections 14559.2 and 14559.3 to, the Education Code, relating to the State Teachers' Retirement System.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 589—An act to amend Section 4.10 of the World Trade Center Authorities Act, relating to world trade centers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 625—An act to amend Sections 16650, 16651, 16652, 16670, 16671, 16672, 16673, 16674, 16675, 16676, 16677, 16678, 16734, 16770, 16771, 16772, and 16773 of the Government Code, relating to remission of funds to fiscal agent for payment of state bonds and coupons.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 957—An act to amend Section 1 and to repeal Sections 5 and 6 of Chapter 992, Statutes of 1945, relating to the authority and power of the Director of Finance to purchase or acquire surplus property from the Federal Government or its agencies, and abolishing the Surplus War Property Procurement Advisory Board.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1333—An act to amend Section 20931 of the Government Code, relating to the State Employees' Retirement System in respect to credit for service to local public agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1658—An act to add Section 1322 to the Government code, relating to appointment of officers by the Governor that require Senate confirmation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2274—An act to add Section 4302.5 to the Government Code, relating to preference in public purchasing for American-made products.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2514—An act to amend Sections 11552 and 12040 of the Government Code, and to repeal and re-enact Part 7 (commencing at Section 15480) of Division 3 of Title 2 of the Government Code, relating to the organization of the State Government, providing for the creation of a Department of Banking and Commerce.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2659—An act to add Section 75034 to the Government Code, relating to the retirement of Judges.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2668—An act to amend Section 1 of Chapter 1076 of the Statutes of 1947, relating to tidelands and submerged lands in San Luis Obispo County.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1115—An act to add Section 954 to the Elections Code, relating to election days.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1827—An act to amend Section 2797 of the Elections Code, relating to vacancies in the membership of the state convention of a political party.

Bill read second time, and ordered to third reading.

Assembly Bill No. 586—An act to amend Sections 2792.1, 2799, and 2807 of the Elections Code, relating to political conventions.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3486—An act to amend Section 2894 of the Elections Code, relating to the filling of vacancies arising from the death or disqualification of persons nominated at the direct primary.

Bill read second time, and ordered to third reading.

Assembly Bill No. 856—An act to amend Section 187 of the Elections Code, relating to the attendance of meetings by city clerks.

Bill read second time, and ordered to third reading.

Assembly Bill No. 935—An act to amend Section 3711 of the Elections Code, relating to precinct notices.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 20, of the printed bill, after "clerk", insert ", in any county except a city and county in which voting machines are used,".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 526—An act to amend Section 14540 of the Health and Safety Code and to add Section 14541 to the Health and Safety Code, relating to the withdrawal of territory of a county fire protection district on its inclusion within a city.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 17, of the printed bill, after "incorporation" and before the period, insert "or before January 1, 1958 whichever is later".

Amendment No. 2

On page 2, line 1, after "incorporation" and before "it", insert "or before January 1, 1958 whichever is later".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1734—An act to amend Section 24560 of the Education Code, relating to furnishing of personal information concerning pupils.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 2, line 7, of the printed bill, as amended in Assembly March 25, 1957, after "high schools", insert "or junior colleges".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2261—An act to amend Section 12304 of the Education Code, relating to life diplomas.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 14, of the printed bill, strike out "present and voting".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 403—An act to amend Sections 16831, 16833, and 16863 of the Education Code, relating to school attendance supervisors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, after "amend", insert "The title of Article 8 (commencing with Section 16751) of Chapter 4 of Division 8, and".

Amendment No. 2

In line 1 of the title, after "Sections", insert "16751,".

Amendment No. 3

In line 1 of the title, strike out "and".

Amendment No. 4

In line 1 of the title, after "16863", insert ", and 17113".

Amendment No. 5

On page 1, line 1, strike out "Section 16831", and insert "The title of Article 8 (commencing with Section 16751) of Chapter 4 of Division 8".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 6

On page 1, between lines 2 and 3, insert

"Article 8. Authority of School Attendance [Officers] Supervisors

SEC. 2. Section 16751 of said code is amended to read:

16751. The attendance [officer] supervisor of any county, city and county, or school district in which any place of employment subject to the provisions of this

chapter is situated, or the probation officer of the county, may enter into any such place of employment for the purpose of investigating violation of the provisions of this chapter.

SEC. 3. Section 16831 of said code is amended to read:"

Amendment No. 7

On page 1, line 11, strike out "SEC. 2.", and insert "SEC. 4."

Amendment No. 8

On page 1, line 16, strike out "SEC. 3.", and insert "SEC. 5."

Amendment No. 9

On page 1, after line 21, insert

"SEC. 6. Section 17113 of said code is amended to read:
17113. In cities, and in cities and counties, and in school districts having an attendance [officer] *supervisor*, the attendance [officer] *supervisor* shall make and file the complaint provided for in this article, and shall see that the charge is prosecuted by the proper authorities."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 405—An act to amend Section 4233 of the Education Code, relating to standards for the formation of junior college districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 407—An act to amend Section 6854 of the Education Code, relating to physically handicapped pupils instructed by the county superintendent of schools.

Bill read second time, and ordered to third reading.

Assembly Bill No. 700—An act to amend Sections 20904, 20921, 20922, 20924, 20942, 20943, 20946, and 20947 of the Education Code, relating to the supervision of the California School for the Blind.

Bill read second time, and ordered to third reading.

Assembly Bill No. 701—An act to amend Section 20800 of the Education Code, relating to expenses of deaf students attending college.

Bill read second time, and ordered to third reading.

Assembly Bill No. 774—An act to amend Section 14131 of the Education Code, relating to school district merit systems for noncertificated employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 775—An act to add Section 8406.5 to the Education Code, relating to kindergartens and the counting of attendance therein.

Bill read second time, and ordered to third reading.

Assembly Bill No. 785—An act to amend Section 20254 of the Education Code, relating to schools and colleges under the jurisdiction of the Department of Education, and making an appropriation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 831—An act to amend Sections 7101.1, 7101.2, and 7101.5 of the Education Code, relating to education of physically handicapped minors.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1107—An act to amend Section 18054 of the Education Code, relating to continuing contracts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1279—An act to amend Section 7713 of, and to add Section 7717.2 to, the Education Code, relating to state school building aid.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1392—An act to amend Section 7231 of the Education Code, relating to the tuition of nonresident junior college students.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1535—An act to add Sections 9551 and 20255 to the Education Code, relating to televised educational programs in the Public School System.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1886—An act to add Section 11181.3 to the Education Code, relating to special books for blind pupils of the public schools.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2193—An act to amend Section 16271.1 of the Education Code, relating to the use of school busses.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1822—An act to amend Sections 2165d, 3027.3, and 3447.3 of the Welfare and Institutions Code, relating to property of public assistance recipients.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Assembly April 3, 1957, after "proceeds", insert "; including trust deeds, promissory notes or mortgages,".

Amendment No. 2

On page 1, line 5, after "property", insert "having the same assessed value as the real property converted".

Amendment No. 3

On page 1, line 7, after "home", insert "; provided, however, if the applicant or recipient receives as part or all of the consideration for such conversion trust deeds, promissory notes or mortgages, such trust deeds, promissory notes or mortgages shall be considered real property having the same assessed value as the real property converted for whatever period of time they are retained by the applicant or recipient, if within one year from the conversion he purchases property for use as a home, and all payments thereafter received by him on the trust deeds, promissory notes or mortgages are utilized as payments on the balance due on such home".

Amendment No. 4

On page 1, strike out lines 8 to 18, inclusive.

Amendment No. 5

On page 1, line 20, after "proceeds", insert "; including trust deeds, promissory notes or mortgages,".

Amendment No. 6

On page 1, line 22, after "property", insert "having the same assessed value as the real property converted".

Amendment No. 7

On page 1, line 24, after "home", insert "; provided, however, if the applicant or recipient receives as part or all of the consideration for such conversion trust deeds, promissory notes or mortgages, such trust deeds, promissory notes or mortgages shall be considered real property having the same assessed value as the real property converted for whatever period of time they are retained by the applicant or recipient, if within one year from the conversion he purchases property for use as a home, and all payments thereafter received by him on the trust deeds, promissory notes or mortgages are utilized as payments on the balance due on such home".

Amendment No. 8

On page 2, strike out lines 1 to 10, inclusive.

Amendment No. 9

On page 2, line 12, after "proceeds", insert "; including trust deeds, promissory notes or mortgages,".

Amendment No. 10

On page 2, line 16, after "property", insert "having the same assessed value as the real property converted".

Amendment No. 11

On page 2, line 18, after "home", insert "; provided, however, if the applicant or recipient receives as part or all of the consideration for such conversion trust deeds, promissory notes or mortgages, such trust deeds, promissory notes or mortgages shall be considered real property having the same assessed value as the real property converted for whatever period of time they are retained by the applicant or recipient, if within one year from the conversion he purchases property for use as a home, and all payments thereafter received by him on the trust deeds, promissory notes or mortgages are utilized as payments on the balance due on such home".

Amendment No. 12

On page 2, strike out lines 19 to 29, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 617—An act to amend Section 3276 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to fish and game.

Bill read second time, and ordered to third reading.

Assembly Bill No. 323—An act conveying certain tidelands and lands lying under inland navigable waters, situated in San Francisco Bay, to the City of Sausalito, for public purposes and benefits, and providing for the government, management and control thereof, reserving rights to the State; and in connection therewith repealing Chapter 913 of the Statutes of 1951 and Chapter 534 of the Statutes of 1953.

Bill read second time, and ordered to third reading.

Assembly Bill No. 678—An act conveying certain tidelands, lands lying under inland navigable waters, swamp and overflow lands, situated in Marin County, to the Bolinas Harbor District, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1340—An act to amend Sections 16303 and 16304 of, and to add Section 16304.1 to, the Government Code, relating to the reversion of appropriations.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1342—An act to amend Sections 17091 and 17092 of, and to add Section 17097 to, the Government Code, relating to lost or destroyed state warrants.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2260—An act to amend Sections 92.7 and 92.8 of the Agricultural Code, relating to fairs.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3323—An act to add Section 23671 to the Business and Professions Code, relating to importation of beer.

Bill read second time, and ordered to third reading.

Senator John F. McCarthy Presiding

At 3:22 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

MOTION TO RESET SPECIAL ORDER

Senator Short moved that Senate Bills Nos. 244 and 245 be made a special order of business for Thursday, May 9, 1957, at 4 p.m.

Motion carried.

THIRD READING OF SENATE BILLS

Senate Bill No. 1907—An act to amend Sections 23772, 25500, and 25505 of the Business and Professions Code, relating to alcoholic beverage licenses.

Bill read third time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate April 24, 1957, strike out lines 3 to 8, inclusive.

Amendment No. 2

On page 2, line 9, strike out "(e)", and insert "(a)".

Amendment No. 3

On page 2, line 10, strike out "(f)", and insert "(b)".

Amendment No. 4

On page 2, line 12, strike out "(g)", and insert "(c)".

Amendment No. 5

On page 2, strike out lines 42 to 47, inclusive.

Amendment No. 6

On page 2, line 48, strike out "(e)", and insert "(a)".

Amendment No. 7

On page 2, line 49, strike out "(f)", and insert "(b)".

Amendment No. 8

On page 3, line 1, strike out "(g)", and insert "(c)".

Amendment No. 9

On page 3, strike out lines 16 to 21, inclusive.

Amendment No. 10

On page 3, line 22, strike out "(c)", and insert "(a)".

Amendment No. 11

On page 3, line 23, strike out "(f)", and insert "(b)".

Amendment No. 12

On page 3, line 25, strike out "(g)", and insert "(c)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 581—An act to add Sections 4462, 4463, 4464, 4465, 4466, and 4467 to the Health and Safety Code, relating to public fishing in publicly owned domestic water supply reservoirs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Montgomery, Richards, Sutton, and Thompson—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Motion to Retain Place on File

Senator Robert I. McCarthy moved that Senate Bill No. 1232 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Thompson moved that Senate Bill No. 242 be passed on file and retain its place on file.

Motion carried.

Motion to Retain Place on File

Senator Sutton moved that Senate Bill No. 596 be passed on file and retain its place on file.

Motion carried.

Senate Concurrent Resolution No. 115—Relative to a meeting of the Legislature at the former State Capitol in Benicia.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—39.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Resolution No. 46**Relating to the protection of fish**

WHEREAS, Fishing in the waters of this State is a constitutionally protected right long protected by the laws of this State; and

WHEREAS, The tremendous value of fishing and other allied outdoor recreation can hardly be overemphasized in these troubled times especially with the constantly expanding metropolitan nature of our civilization; and

WHEREAS, It is this ever-expanding metropolitan aspect of our modern-day living which has required the State to attempt to coordinate and regulate the water needs and resources of this State; and

WHEREAS, To fail to give full recognition to the recreational need for water in the development of the water resources of this State would deprive future generations of a God-given heritage; now, therefore, be it

Resolved by the Senate of the State of California, That the Department of Water Resources, the State Water Rights Board, State Water Board, and the Department of Fish and Game are directed to coordinate their efforts and to take all steps necessary to insure the continuance of sufficient water for recreational purposes and especially sufficient water to properly maintain and protect the anadromous fish and their spawning grounds and also the waterfowl and other wildlife dependent on water; and be it further

Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to the Department of Water Resources, State Water Rights Board, State Water Board, and the Department of Fish and Game.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Cobey, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—30.

NOES—None.

Senate Bill No. 439—An act to amend Section 1506 of the Penal Code, relating to the right of appeal of the people in habeas corpus cases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Busch, Christensen, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Short, Thompson, and Williams—24.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XXVI thereof a new section to be numbered 5, relating to the issuance of bonds for highway purposes.

Resolution read.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 10, of the printed measure, strike out "State,".

Amendment No. 2

On page 1, after line 16, insert

"The Street and Road Bond Act of 1957 (Division 3.5 (commencing at Section 2220) of the Streets and Highways Code), enacted at the 1957 Regular Session of the Legislature, is hereby approved, adopted, legalized, ratified, validated, and made fully and completely effective."

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Request to Be Excused

Senator Richards requested that he be excused to attend an Assembly committee.

Request granted.

Senate Bill No. 878—An act to amend Section 1242 of the Civil Code, relating to homesteads.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Short, Sutton, Thompson, and Williams—30.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 36—An act to amend Section 660 of the Code of Civil Procedure, relating to orders ruling on motions for new trials.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Short, Sutton, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 932—An act to add Section 1193.2 to the Code of Civil Procedure, relating to mechanics' liens.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Regan, Short, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1049—An act to add Sections 6062a and 6063a to, and to amend Sections 6063, 6064, 6065 and 6066 of, the Government Code, relating to publication of legal notices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1050—An act to amend Section 413 of the Code of Civil Procedure, relating to publication of summons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1052—An act to amend Sections 327, 780, and 1201 of the Probate Code, relating to probate proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Burns, Byrne, Coombs, Cunningham, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Thompson, and Williams—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1604—An act to amend Section 11502 of the Government Code, and Section 110.5 of the Business and Professions Code, relating to hearing officers.

Bill read third time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 21, of the printed bill, as amended in Senate April 8, 1957, strike out "Section 11502(a)", and insert "subdivision (a) of Section 11502".

Amendment No. 2

On page 2, line 2, strike out "act", and insert "section as herein amended in the 1957 Session of the Legislature".

Amendment No. 3

On page 2, line 8, strike out "act", and insert "section as herein amended in the 1957 Session of the Legislature".

Amendments read, and adopted.

Bill ordered printed.

Motion to Re-refer Senate Bill No. 1604

Senator McBride moved that Senate Bill No. 1604 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1625—An act to add Section 27295 to the Government Code, relating to the recordation of redevelopment documents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Coley, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Short, Sutton, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1989—An act to amend Sections 658 and 660 of the Civil Code, relating to growing trees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Breed, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Richards, Short, Sutton, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2657—An act to amend Section 200 of the Code of Civil Procedure, relating to jury duty.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1955—An act to amend Section 1394 of the Labor Code, relating to labor and employment relations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1002—An act to amend Section 1352.1 of the Labor Code, relating to working hours of women employed in executive, administrative or professional capacity.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Abshire, Berry, Brown, Busch, Coombs, Dilworth, Dolwig, Dorsey, Gibson, Grunsky, Montgomery, Short, and Sutton—13.

NOES—Senators Arnold, Beard, Breed, Byrne, Cobey, Cunningham, Donnelly, Farr, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Regan, Richards, Teale, and Thompson—17.

CONSIDERATION OF SPECIAL ORDER

The hour of 4 p.m. having arrived, Senate Bills Nos. 244 and 245 were taken up.

Consideration of Senate Bill No. 244

Senate Bill No. 244—An act to add Division 8 to the Welfare and Institutions Code, relating to community mental health services.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—Senators Berry, Desmond, Dilworth, and Donnelly—4.

Bill ordered transmitted to the Assembly.

President of the Senate Presiding

At 4.15 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Consideration of Senate Bill No. 245

Senate Bill No. 245—An act making an appropriation for community mental health services.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 245:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 15, 1957

*To the Honorable Members of the Senate
Sacramento, California*

GENTLEMEN:

Senate Bill No. 245, "An act making an appropriation for community mental health services,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

This bill appropriates \$850,000 from the General Fund for state assistance to the locally administered community mental health services provided in Senate Bill No. 244. In view of the objectives of these bills, and in order to permit of their consideration together, action upon this Senate Bill No. 245 should not be delayed until after final passage of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 245 as an emergency measure.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Delwig, Dorsey, Ehlart, Farr, Gibson, Grunsky, Hollister, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Tende, Thompson, and Williams—31.

NOES—Senators Desmond, Dilworth, and Donnelly—3.

Bill ordered transmitted to the Assembly.

Assistant Secretary Jack W. Bybee at the Desk

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 685—An act to amend Section 488 of the Vehicle Code, relating to accident reports.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Delwig, Dorsey, Ehlart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Thompson, and Williams—28.

NOES—Senators Dilworth and Donnelly—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1151—An act to amend Section 2110 of the Streets and Highways Code, relating to Highway Users Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Breed, Byrne, Christensen, Collier, Coombs, Cunningham, Delwig, Donnelly, Dorsey, Ehlart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Richards, Short, Sutton, Thompson, and Williams—27.

NOES—None.

Motion to Reconsider

Senator Grunsky moved to reconsider the vote whereby Senate Bill No. 1151 was passed.

Postponement of Reconsideration

On motion of Senator Grunsky, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 1151 was passed, was continued until the next legislative day.

Senate Bill No. 1170—An act to amend Section 2107.5 of the Streets and Highways Code, relating to engineering expenses for city streets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Absbire, Arnold, Berry, Breed, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Short, Thompson, and Williams—29.
NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 799—An act providing for an investigation and study of the feasibility of financing and constructing a toll bridge, toll tube, or other toll highway crossing across San Francisco Bay from San Francisco to the Tiburon Peninsula in Marin County by way of Angel Island, and the inclusion of rapid transit facilities thereon, including necessary surveys, plans, estimates of costs, and preliminary engineering, and making an appropriation therefor.

Motion to Re-refer Senate Bill No. 799

Senator John F. McCarthy moved that Senate Bill No. 799 be referred to Committee on Finance.

Motion carried.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 5.38 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS**

Assembly Bill No. 2165—An act to add Section 650 to of the Streets and Highways Code, relating to State Highway Routes 2, 60 and 56.

Bill read third time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Senate May 1, 1957, after "San Francisco", insert "shall be known and designated".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 165

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 165

Senator Hollister moved that Senate Bill No. 165 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 165—An act to add Section 193.5 to the Streets and Highways Code, relating to the construction and improvement of highways.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 9, 1957, after the second "to", insert "and to amend Section 302 of,".

PRINTER'S NOTE: There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 20, insert

"SEC. 2. Section 302 of said code is amended to read:

302. Route 2 is from:

(a) The junction of Route 56 (Funston Approach) and the approach to the Golden Gate Bridge in the Presidio of San Francisco to the international boundary line near Tia Juana via San Diego and National City.

(b) Orent to Route 2 [south] north of Santa Maria.

(c) Harriston to Route 2 near Los Alamos."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 538

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 538

Senator Abshire moved that Senate Bill No. 538 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 538—An act to add Part 4, comprising Sections 1650 to 1653 inclusive, to Division 2 of, the Welfare and Institutions Code, relating to protective services for children.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 13, of the printed bill, as amended in Senate April 18, 1957, strike out "due to", and insert "of".

Amendment No. 2

On page 2, line 18, strike out "known to any county", and insert "a recipient of public aid or assistance."

Amendment No. 3

On page 2, strike out lines 19 to 21, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 1524

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1524

Senator Arnold moved that Senate Bill No. 1524 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1524—An act to add Article 8 (commencing at Section 4401) to Chapter 13 of Division 2 of the Education Code, relating to the withdrawal of joint union high school districts from junior college districts.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

In line 6 of the title of the printed bill, as amended in Senate April 25, 1957, after "tricts", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, line 9, after "district", insert "as a result of proceedings initiated by petition presented to the State Board of Education, and which petition was signed by an interim governing board of the joint union high school district,".

Amendment No. 3

On page 2, line 29, strike out "pendency of proceedings", and insert "first 90 days that the proceedings are pending".

Amendment No. 4

On page 2, after line 37, insert
"SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of

the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Under existing law junior college districts are formed to take effect for all purposes on the first day of July succeeding the date the action for the formation of such districts is completed if such action is completed before the preceding first day of February of that year. Since it is imperative that problems relating to school district organization be settled at the earliest possible moment following this formation so that such districts may function in an orderly manner, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 2595

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 2595

Senator Dilworth moved that Senate Bill No. 2595 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2595—An act making an appropriation for major building construction, equipment and site acquisition for new state colleges.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "act", insert "to add Sections 20406 and 20407 to the Education Code, relating to the establishment of teacher training centers by state colleges, and".

Amendment No. 2

In lines 1 and 2 of the title, strike out "for major building construction, equipment and site acquisition for new state colleges", and insert "therefor".

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 20406 is added to the Education Code, to read:

20406. The Director of Education may authorize the president of any state college to establish and maintain a teacher training center in the vicinity of any junior college maintained by a high school or junior college district.

SEC. 2. Section 20407 is added to said code, to read:

20407. The courses of instruction in any teacher training center established pursuant to Section 20406 shall be designed for students seeking admission to an upper division or graduate teacher training course or program leading to any type of credential issued by the State Board of Education.

SEC. 3. The sum of three million dollars (\$3,000,000)".

Amendment No. 4

On page 1, lines 4 and 5, strike out "new state colleges established by law enacted by the Legislature at its 1957 Regular Session", and insert "teacher training centers established pursuant to this act".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 1978

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1978

Senator Desmond moved that Senate Bill No. 1978 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1978—An act to amend Section 28108 of the Government Code, relating to compensation for public services in the counties of the eighth class.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "County of the Eighth Class."

Amendment No. 2

On page 1, line 10, strike out "----- dollars (\$ -----)", and insert "five thousand four hundred dollars (\$5,400)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Public Health and Safety**

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 919

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 919

Senator Thompson moved that Senate Bill No. 919 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 919—An act to amend Section 1408 of the Health and Safety Code, relating to the regulation of hospitals and other institutions providing care for the infirm.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 1408 of", and insert "Sections 1400, 1401, 1404, 1405, 1407, 1408, 1411, and 1415 of, and to add Sections 1401.1, 1418.5, and 1422 to,".

Amendment No. 2

In line 1 of the title, after the comma, insert "to amend Sections 2350 and 2356 of, and to repeal Chapter 2, commencing at Section 2300, of Division 3 of, the Welfare and Institutions Code,".

Amendment No. 3

In line 3 of the title, after "infirm", insert ", and making an appropriation therefor".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, strike out line 1, and insert

"SECTION 1. The Legislature recognizes that the proper care, protection, and general well-being of the aged is a matter of public interest and concern, and that there is a necessity to enact laws for the protection of aged and ill citizens who require institutional care. It is the purpose of this act to assist aged persons to find a suitable place in which to live, to aid social agencies, hospitals, doctors, and others in helping aged persons to plan for their care, and to assist operators of homes and institutions for the aged to provide adequate care for such persons.

Under pre-existing law the State Department of Social Welfare was required to license and regulate homes and institutions for well aged persons, while hospitals, nursing homes, and sanatoria for ill or convalescent persons were licensed and regulated by the State Department of Public Health. Since the health of aged persons is relative and subject to change, there resulted many similarities between homes and institutions licensed by the two departments, and, as a consequence, a duplication of activities to the confusion of the public.

To eliminate the situation described in the preceding paragraph, and to encourage more active and coordinated programs of social and physical rehabilitation in licensed institutions by placing such institutions in a better position to provide continuity of care, security, and health supervision in pleasant homelike surroundings, the Legislature by this act transfers the licensing and regulatory functions of the State Department of Social Welfare with respect to institutions accommodating the aged to the State Department of Public Health.

It is not the purpose of this act to establish standards which cannot be met by homes and institutions formerly licensed and regulated by the State Department of Social Welfare, or licensed and regulated by the State Department of Public Health, but rather to develop new standards which will not jeopardize the continued operation of such homes.

SEC. 2. Section 1400 of the Health and Safety Code is amended to read:

1400. No person, political subdivision of the State, or other governmental agency within the State, shall establish, conduct or maintain in this State any hospital or nursing and rest home without first obtaining a license therefor as provided in this chapter.

SEC. 3. Section 1401 of said code is amended to read:

1401. As used in this chapter, "hospital" means any institution, place, building, or agency which maintains and operates organized facilities for one or more persons for the diagnosis, care, and treatment of human illness, including convalescence and including care during and after pregnancy, or which maintains and operates organized facilities for any such purpose, and to which persons may be admitted for overnight stay or longer. "Hospital" includes *general hospital* and *specialized hospital* [sanatorium, nursing home, and maternity home].

SEC. 4. Section 1401.1 is added to said code, to read:

1401.1. As used in this chapter, "nursing and rest home" means any institution, home, place, building, or agency which maintains and operates facilities for one or more persons, admitted thereto for overnight stay or longer, for the care and treatment of human illness, or for any of the following purposes:

(a) Convalescence.

(b) Care for nonpsychotic senile persons.

(c) Care for the infirmities of old age, including personal attention, assistance and supervision.

(d) Physical housing furnished in conjunction with the care of persons 65 years of age, or older.

Maternity nursing homes and tuberculosis nursing homes licensed under this chapter shall be restricted to the care of maternity or tuberculosis cases, respectively.

SEC. 5. Section 1404 of said code is amended to read:

1404. Each license issued under this chapter shall expire at midnight on the thirty-first day of December of each calendar year and shall be renewed automatically upon the payment of the fee provided for in Section 1403, unless the department finds, after hearing, that the hospital or nursing and rest home has not complied with the provisions of this chapter or the rules and regulations of the department, and returns the fee to the applicant.

SEC. 6. Section 1405 of said code is amended to read:

1405. No person, political subdivision of the State, or other governmental agency within the State, shall continue to operate, conduct or maintain an existing hospital or nursing and rest home after January 1, 1946, without having applied for and obtained a license as provided in this chapter.

SEC. 7. Section 1407 of said code is amended to read:

1407. Every hospital and every nursing and rest home for which a license has been issued shall be periodically inspected by a duly authorized representative of the state department. Reports of each such inspection shall be prepared by the representative conducting it upon forms prepared and furnished by the department filed with the department.

SEC. 8. Section 1408 of said code is".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 1, after line 25, insert

"SEC. 9. Section 1411 of said code is amended to read:

1411. The state department, after consultation with the advisory board and receipt of the recommendations of the advisory board in respect thereto, shall make and promulgate, and may thereafter modify, amend, or rescind, reasonable rules and regulations to carry out the purposes of this chapter, classifying hospitals and nursing and rest homes and prescribing minimum standards of safety and sanitation in the physical plant, or diagnostic, therapeutic and laboratory facilities and equipment for each class of hospitals.

SEC. 10. Section 1415 of said code is amended to read:

1415. The provisions of this chapter do not apply to any of the following institutions:

(a) Any hospital or nursing and rest home conducted, maintained or operated by the United States Government or a duly authorized agency thereof.

(b) Any hospital or nursing and rest home conducted, maintained or operated by this State or any state department, authority, bureau, commission, or officer nor to any hospital conducted, maintained, or operated by the Regents of the University of California, the autonomous character of said Regents of the University of California having been established by the provisions of Article IX, Section 9, of the Constitution of the State. However, a local hospital district or city is not a state agency or a state department, authority, bureau, commission, or officer within the meaning of this subdivision, and this subdivision does not exempt a hospital or nursing and rest home conducted, maintained, or operated by a local hospital district or city from the provisions of this chapter.

(c) Any hospital or nursing and rest home conducted by and for the adherents of any well recognized church or religious denomination for the purpose of providing facilities for the care or treatment of the sick who depend upon prayer or spiritual means for healing in the practice of the religion of such church or denomination.

(d) Hotels or other similar places that furnish only board and room, or either, to their guests.

(e) Establishments, institutions, homes, and other places for the reception and care of the insane, alleged insane, mentally ill, mentally deficient, or other incompetent persons referred to in Division 6 of the Welfare and Institutions Code, subject to the jurisdiction of the State Department of Mental Hygiene.

(f) Establishments, institutions, homes, and other places for the reception and care of children [or of aged persons] referred to in [Divisions] Division 2 [and 3] of the Welfare and Institutions Code, [respectively,] subject to the jurisdiction of the State Department of Social Welfare.

(g) County hospitals and nursing and rest homes, except that the department shall investigate, examine and make reports upon such hospitals and nursing and rest homes, and except that all plans for the use of existing buildings or for new buildings, parts of buildings, or additions to or alterations in buildings, for any such hospitals or nursing and rest homes shall, before their adoption, be submitted to the department for suggestions and approval as to the social requirements of the occupants.

Sec. 11. Section 1418.5 is added to said code, to read:

1418.5. The director may bring an action to enjoin the violation, threatened violation, or continued violation by any nursing and rest home of the provisions of this chapter or of any of the regulations promulgated under this chapter for nursing and rest homes, in a case where the State Department of Public Health has instituted proceedings against the nursing and rest home for revocation or suspension of its license, in the superior court located in the county in which the violation occurred or is about to occur. Any proceeding under the provisions of this section shall conform to the requirements of Chapter 3 of Title 7 of Part 2 of the Code of Civil Procedure, except that the director shall not be required to allege facts necessary to show or tending to show the lack of an adequate remedy at law or to show or tending to show irreparable damage or loss, and except that no nursing and rest home shall be closed, or its operations seriously impeded, by virtue of this section unless the operator thereof is accorded a prior judicial hearing at which he may introduce evidence in justification of the conduct against which complaint has been made.

Sec. 12. Section 1422 is added to said code, to read:

1422. The State Department of Public Health may inspect, examine and license nursing and rest homes under this chapter or any county or city may establish, and the State Department of Public Health may accredit and approve, a county or city inspection service to perform such functions under this chapter.

If any county or city establishes an inspection service, and such service is approved by the State Department of Public Health, the inspection may be made by either a health department having at least one regularly licensed physician, or a qualified social service department.

The inspection service shall conform to the requirements of this chapter and to the rules of the State Department of Public Health.

The costs of any inspection service undertaken by a county or city, with the approval of the State Department of Public Health, shall be borne by the State in the amount found necessary by the State Department of Public Health for proper and efficient administration, but not to exceed in any fiscal year an amount averaging five dollars (\$5) per month per license. Claims shall be filed with the department at the time and in the manner specified by the department for reimbursement of the expenses incurred. Whenever a claim covering a prior fiscal year is found to have been in error, adjustment may be made on a current claim without necessity of applying the adjustment to the appropriation for the prior fiscal year. If any grants-in-aid are made by the Federal Government for the support of any inspection service approved by the State Department of Public Health, the amount of the federal grant shall first be applied to defer the costs of the service and the remainder of the costs, if any, shall be borne by the State.

Sec. 13. Chapter 2 of Division 3 of the Welfare and Institutions Code is repealed.

Sec. 14. Section 2350 of said code is amended to read:

2350. Any organization or person may receive transfers of property from an aged person conditioned upon an agreement to furnish life care or care for a period of more than one year, which may include the cash payment of personal and incidental expenses, to the transferor or his nominee; provided, such organization or person has received a written license or permit pursuant to Section 2330 or 5700 of this code or Chapter 2 of Division 2 of the Health and Safety Code and such organization or person has been granted a certificate or authority by the State Department of Social Welfare.

Organizations or persons who furnish care exclusively under agreements which may be canceled by either party without cause are not required to obtain a certificate of authority from the State Department of Social Welfare.

Sec. 15. Section 2356 of said code is amended to read:

2356. Certificates of authority may be suspended or revoked for cause by the State Department of Social Welfare.

Failure of the organization or person to meet the licensing requirements of Chapter 2, Division 3, Section 2330 of this code or 2 of the Health and Safety Code or the reserve requirements of Section 2351 of this code shall constitute cause for suspension or revocation of the certificate of authority.

The person or organization whose certificate or authority is suspended or revoked shall have right of appeal to the State Social Welfare Board. The proceedings shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the board shall have all of the powers granted therein.

Sec. 16. This act shall become operative January 1, 1958.

SEC. 17. There is hereby appropriated out of the General Fund to the State Department of Public Health the sum of two hundred seventy six thousand seven hundred seventy-nine dollars (\$276,779), for administration of Chapter 2 of Division 2 of the Health and Safety Code, with respect to the regulation and supervision of institutions providing care and shelter to aged persons."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 883

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 883

Senator Williams moved that Senate Bill No. 883 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 883—An act to add Section 1060 to the Water Code, relating to fees collected by the State Water Rights Board, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 2, of the title of the printed bill, after "Board," insert "making an appropriation and".

Amendment No. 2

On page 1, line 3, after "1060", insert "(a)".

Amendment No. 3

On page 1, line 6, after "division," insert "funds received for trial distribution expenses in connection with the administration of Section 1051.5, and deposits and payments made pursuant to Section 5007".

Amendment No. 4

On page 1, after line 9, insert

"(b) Money deposited with or paid to the board pursuant to Section 1051.5 or 5007 and deposited by the board in the State Treasury is available for expenditure by the board in accordance with those sections without regard to fiscal years and irrespective of the provisions of Section 16304 of the Government Code, and any unused balance shall be refunded by the board to the person entitled thereto."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

RECESS

At 5.40 p.m., on motion of Senator Burns, the Senate recessed until 8 p.m.

REASSEMBLED

At 8 p.m., the Senate reconvened.

Senator Desmond Presiding

At 8.01 p.m., Senator Earl D. Desmond of the Nineteenth District, presiding.

Secretary J. A. Beek at the desk.

CALL OF THE SENATE

Senator Byrne moved a call of the Senate.

Motion carried.

Time, 8.01 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE**CONSIDERATION OF DAILY FILE (RESUMED)****THIRD READING OF SENATE BILLS (RESUMED)**

Senate Bill No. 2661—An act to amend Sections 9359.8, 9361, and 9361.1 of the Government Code, relating to the Legislators' Retirement System, and declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1460—An act to add Section 142.6 to the Vehicle Code, relating to vehicle registration.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Berry, Busch, Byrne, Christensen, Cobey, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, McBride, Miller, Montgomery, Richards, Sutton, and Williams—21.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2660—An act to amend Section 670 of the Vehicle Code, relating to brakes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

President of the Senate Presiding

At 8.15 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Senate Bill No. 580—An act to add Section 1208 to the Penal Code, relating to performance of work by county jail prisoners outside county jails.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Miller, Montgomery, Richards, Sutton, Thompson, and Williams—26.

NOES—Senator McBride—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 769—An act to amend Sections 73522 and 73523 of, and to add Sections 73525 to, the Government Code, relating to the municipal court in the Cities of Burlingame and San Mateo.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 770—An act to amend Sections 74302 and 74303 of, and to add Section 74305 to, the Government Code, relating to the municipal court in the Cities of San Carlos and Redwood City.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 771—An act to amend Sections 73602 and 73603 of, and to add Section 73605 to, the Government Code, relating to the municipal court in the Cities of Daly City and South San Francisco.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Regan, Richards, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2662—An act to permit housing authorities functioning in certain counties to contract with school districts for improvements, services, and facilities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 2388—An act to amend Sections 2164 and 3047 of the Welfare and Institutions Code, relating to the protection, care, and assistance of children, aged persons, and others specially in need thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1714—An act to create the Contra Costa County Water Agency for the conservation, storage, and distribution of water in the agency, and prescribing its organization, powers, and duties.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Thompson, and Williams—26.

NOES—Senator Beard—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 436—An act to amend the heading of Article 12 of Chapter 11 of Division 2 of; to amend Sections 3721 and 3722 of; to amend and renumber Section 3725 of; to repeal Sections 3723, 3724, 3726, 3727, 3728, and 3729 of; and to add Sections 3723, 3724, 3725, and 3727 to, the Education Code, relating to the annexation of high school districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—29.

NOES—Senator Berry—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 439—An act to amend Section 1503.3 of the Education Code, relating to contracts between school districts for the education of pupils.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 651—An act to amend Section 2481 of the Education Code, relating to the organization of school districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 772—An act to amend Section 8159.2 of the Education Code, relating to automobile driver training.

Motion to Re-refer Assembly Bill No. 772

Senator Miller moved that Assembly Bill No. 772 be re-referred to Committee on Education.

Motion carried.

Assembly Bill No. 1235—An act to add Section 13082.1 to the Education Code, relating to certificated employees of school districts.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

In line 6 of the printed bill, strike out the period, and insert "but not to exceed four years."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1282—An act to amend Sections 543 and 690.26 of the Code of Civil Procedure, relating to exemptions from attachment or execution proceedings.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 316—An act to amend Sections 2847 and 2847.6 of the Elections Code, relating to county central committees.

Bill read third time, and presented by Senator John F. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1286—An act to amend Section 410 of the Code of Civil Procedure, relating to the service and return of summons.

Bill read third time, and presented by Senator Grunsky.
The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 22—Relative to approving a calendar of topics for study by the California Law Revision Commission.

Resolution read, and presented by Senator Dorsey.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Berry, Breed, Brown, Burns, Busch, Byrne, Collier, Coombs, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Richards, Teale, and Thompson—24.

NOES—Senators Dilworth and Williams—2.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 3092—An act to amend Section 6311 of the Labor Code, relating to workmen's safety from exposure to ionizing radiation and radio-active materials.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1778—An act to amend Section 24254 of the Health and Safety Code, relating to air pollution control.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Richards, Sutton, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2648—An act to add Section 24055 to the Financial Code, relating to exemption from the California Small Loans Law.

Bill read third time, and presented by Senator McBride.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1398—An act to add Sections 12062.1, 12200.5, 12313.5, 12314, 12315, 12316, 12317, 12318, 12319, 12320, 12321, 12322, 12323, 12324, 12325, 12326, 12327, 12328, 12329, 12330, and 12331 to, and amend Sections 12100 and 12200 of, the Financial Code, and to add Section 6907.5 to the Business and Professions Code, relating to licensees under the Check Sellers and Cashers Law.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1765—An act to add Article 5.7, comprising Sections 777.1 to 777.3, inclusive, to Chapter 1, Part 2, Division 1 of the Insurance Code, relating to the offering of free insurance as an inducement to purchase or rent goods.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 635—An act to amend Section 10202.8 of the Insurance Code, relating to insurance.

Bill read third time, and presented by Senator Dorsey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart,

Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3200—An act to add Section 3451 to the Public Resources Code, relating to oil and gas.

Bill read third time, and presented by Senator Harold T. Johnson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 148—Relative to approving an amendment to the charter of the City of Berkeley, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on the second day of April, 1957.

Resolution read, and presented by Senator Breed.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 113—An act to amend Sections 6549 and 6550.5 of the Business and Professions Code, relating to the practice of barbering.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 320—An act to add Sections 10159.5 and 10282.5 to the Business and Professions Code, relating to real estate licensees and business opportunity licensees.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F.

McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 522—An act to add Section 7362.1 to the Business and Professions Code, relating to permanent waivers.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 201—An act to amend Section 6562 of the Business and Professions Code, relating to the practice of barbering.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3737—An act to add Section 702 to the Military and Veterans Code, relating to expenses of the Department of Veterans Affairs.

Bill read third time, and presented by Senator Cunningham.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1580—An act to amend Sections 980, 984, and 985 of, and to repeal Section 800 of, the Military and Veterans Code, relating to veterans' rights.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2676—An act to amend Section 1105.3 of the Agricultural Code and Section 28150 of the Health and Safety Code, relating to eggs.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2823—An act to amend Section 541 of the Agricultural Code, relating to dairy farms.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 940—An act to add Chapter 1.5 (comprising Section 328) to Division 3 of the Agricultural Code, relating to the sale of livestock.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Harold T. Johnson, Kraft, Miller, Montgomery, Thompson, and Williams—23.

NOES—Senators Dolwig, Robert I. McCarthy, and Richards—3.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2294—An act to add Section 394.5 to the Military and Veterans Code, relating to the rights of private employees to temporary leaves of absence from their employers for periods of ordered military duty, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Dorsey.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

The roll was called and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1850—An act to amend Section 13989 and the heading of Chapter 7, Part 8 of Division 2 of, and to repeal Article 2 of Chapter 5, Part 8 of Division 2 of, and to add an article heading and Article 2, consisting of Section 14071 to Chapter 7, Part 8 of Division 2 of, the Revenue and Taxation Code, relating to inheritance taxes.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1797—An act to add Section 7204.5 to the Revenue and Taxation Code, relating to uniform local sales and use taxes.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 133—Relative to inviting the major political parties to hold their 1960 national conventions in this State.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—39.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Joint Resolution No. 27—Relative to the statehood of the Territories of Alaska and Hawaii.

Resolution read, and presented by Senator Montgomery.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Harold T. Johnson, Robert I. McCarthy, Miller, Montgomery, Richards, and Thompson—24.

NOES—Senators Burns and Byrne—2.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 138—Relative to commending the organization known as Careers Unlimited for Women.

Resolution read, and presented by Senator Robert I. McCarthy.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—39.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 144—Relative to memorializing Adeline Kent Howard.

Resolution read, and presented by Senator Robert I. McCarthy.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—39.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 593—An act to amend Sections 2184 and 2185 of the Civil Code, relating to the obligation of common carriers to provide vehicles and seats.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 109—An act to add Section 426 to the Government Code, relating to the State Motto.

Bill read third time, and presented by Senator Cunningham.

Motion to Re-refer Assembly Bill No. 109

Senator Cobey moved that Assembly Bill No. 109 be re-referred to Committee on Rules.

Motion to Table

Senator Miller moved that Senator Cobey's motion to re-refer Assembly Bill No. 109 to the Committee on Rules be laid on the table.

Motion carried.

Further Consideration of Assembly Bill No. 109

The President directed the Secretary to call the roll on the final passage of Assembly Bill No. 109.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Abshire, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, and Robert I. McCarthy—7.

NOES—Senators Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Coombs, Dorsey, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Miller, Montgomery, Sutton, Thompson, and Williams—20.

Assembly Bill No. 189—An act to amend Sections 161, 5251, and 5258 of the Welfare and Institutions Code, relating to eligibility for admittance into mental institutions.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 250—An act to amend Sections 201.5 and 661 of the Probate Code and Section 13555 of the Revenue and Taxation Code, and to add Sections 201.6, 201.7, and 201.8 to the Probate Code and Sections 13552.5, 13554.5, and 13556.5 to the Revenue and Taxation Code, relating to the right of a surviving spouse in noncommunity property.

Bill read third time, and presented by Senator Dorsey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 502—An act to amend Section 778 of the Welfare and Institutions Code, relating to juvenile court proceedings to declare persons free from the custody and control of their parents.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 503—An act to amend Section 409 of the Water Code, relating to publication of notice of intention to engage in rain-making operations.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 504—An act to amend Section 1134 of the Probate Code, relating to trusts.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 505—An act to amend Section 772 of the Probate Code, relating to sales of estate property.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 506—An act to amend Section 6021 of the Government Code, relating to the publication of notice of hearing of application for order establishing newspaper as one of general circulation.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 509—An act to amend Section 1208.66 of the Code of Civil Procedure, relating to liens on aircraft.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 511—An act to amend Section 3440.1 of the Civil Code, relating to the transfer, sale or assignment of stock in trade, in bulk.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 512—An act to amend Section 1861a of the Civil Code, relating to liens of keepers of furnished apartment houses, furnished apartments, furnished cottages, or furnished bungalow courts.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John E. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 513—An act to amend Section 1861 of the Civil Code, relating to liens of keepers of hotels, inns, boardinghouses and lodginghouses.

Bill read third time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, after "hotel," insert "motel,".

Amendment No. 2

On page 1, line 15, after "hotel," insert "motel,".

Amendment No. 3

On page 1, line 24, after "hotel," insert "motel,".

Amendment No. 4

On page 2, line 4, after "hotel," insert "motel,".

Amendment No. 5

On page 2, line 9, after "hotel," insert "motel,".

Amendment No. 6

On page 2, line 17, after "hotel," insert "motel,".

Amendment No. 7

On page 2, line 25, after "hotel," insert "motel,".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 514—An act to amend Section 1858.56 of the Civil Code, relating to liens of warehousemen.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John E. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 844—An act to amend Section 5503.5 of the Welfare and Institutions Code, relating to the procedure for the commitment of sexual psychopaths.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 845—An act to amend Section 5517 of the Welfare and Institutions Code, relating to sexual psychopaths.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1280—An act to amend Sections 26855.2 and 26855.3 of the Government Code, relating to fees of county clerks.

Bill read third time.

Motion to Amend

Senator Harold T. Johnson moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 13, of the printed bill, strike out "1057(a)", and insert "1057a".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Secretary J. A. Beek at the Desk

Assembly Bill No. 1616—An act to add Section 189 to the Vehicle Code, relating to repossession of vehicles.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3295—An act to add Section 10206.1 to the Corporations Code, relating to nonprofit and charitable and eleemosynary corporations.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 27—An act to add Section 426 to the Government Code, relating to the adoption of an official state symbol for the campaign against the disposal of litter in public places.

Bill read third time, and presented by Senator Christensen.

Motion to Strike From the File

Senator Collier moved that Assembly Bill No. 27 be stricken from the file.

Motion to Lay on the Table

Senator Richards moved that the motion by Senator Collier to strike Assembly Bill No. 27 from the file be laid on the table.

Motion carried.

Motion to Re-refer Assembly Bill No. 27

Senator Collier moved that Assembly Bill No. 27 be re-referred to Committee on Transportation.

Motion carried.

Assembly Bill No. 179—An act to amend Section 24344 of Part 11 of Division 2 of the Revenue and Taxation Code, and Section 12204 of the Government Code, relating to the taxation of banks, corporations, associations, and Massachusetts trusts, and to fees payable by foreign corporations for filing their articles of incorporation, and providing that this act shall take effect immediately.

Bill read third time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 2 of the printed bill, as amended in Senate May 3, 1957, before line 1, insert

"SEC. 2. Section 12204 of the Government Code is amended to read:

12204. The fee for filing the certified copy of the articles of incorporation of a foreign nonprofit corporation, and of a foreign corporation organized for educational, religious, scientific, or charitable purposes, and not issuing shares, is five dollars (\$5).

The fee for filing the certified copy of articles of incorporation of any other foreign corporation is [one hundred dollars (\$100)] *three hundred fifty dollars (\$350).*"

Amendment No. 2

On page 2, line 1, strike out "2", and insert "3".

Amendment No. 3

On page 2, strike out lines 4 to 13, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 11.10 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Beard:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 829.31 to the Agricultural Code, relating to cantaloupes, declaring the urgency thereof, to take effect immediately.

Respectfully submitted.

SENATOR J. WILLIAM BEARD

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 9, 1957

The committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Agriculture.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Thompson, and Williams—30.

NOES—None.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bills were introduced, and read the first time:

Senate Bill No. 2671: By Senator Beard—An act to add Section 829.31 to the Agricultural Code, relating to cantaloupes, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Agriculture.

Motion to Print With a Rush Order

Senator Beard moved that Senate Bill No. 2671 be sent to print with a rush order.

Motion carried.

Senate Joint Resolution No. 38: By Senator Cunningham—Relative to the land use program for the Lower Colorado River.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Senator Cunningham:

Senate Resolution No. 124

Relative to the land use program for the Lower Colorado River

WHEREAS, The Parker Dam County Recreation District has been created in San Bernardino County comprising in its entirety land owned by the United States; and

WHEREAS, The United States Department of the Interior has under consideration at the present time numerous proposals which would affect the use of the land along the Colorado River below Parker Dam; and

WHEREAS, Such proposals would, in their present form, adversely affect the administration of said lands by the Parker Dam County Recreation District; and

WHEREAS, Said district is authorized under the laws of this State to lease or otherwise acquire control of all or any of the land in the district from the United States upon such terms as may be mutually agreed upon by the trustees of the district and the United States, and to, in turn, rent or sublease any of such land to any person for any purpose, recreational or otherwise, not inconsistent with the terms of the lease or other agreement under which the district holds the land under the United States; now, therefore, be it

Resolved by the Senate of the State of California, That the Congress of the United States and the United States Department of the Interior are respectfully memorialized to give consideration to leasing or giving control to the Parker Dam County Recreation District the lands located within the boundaries of said district and that the department be requested to take no action with respect to land use which will affect the operation of said district; and be it further

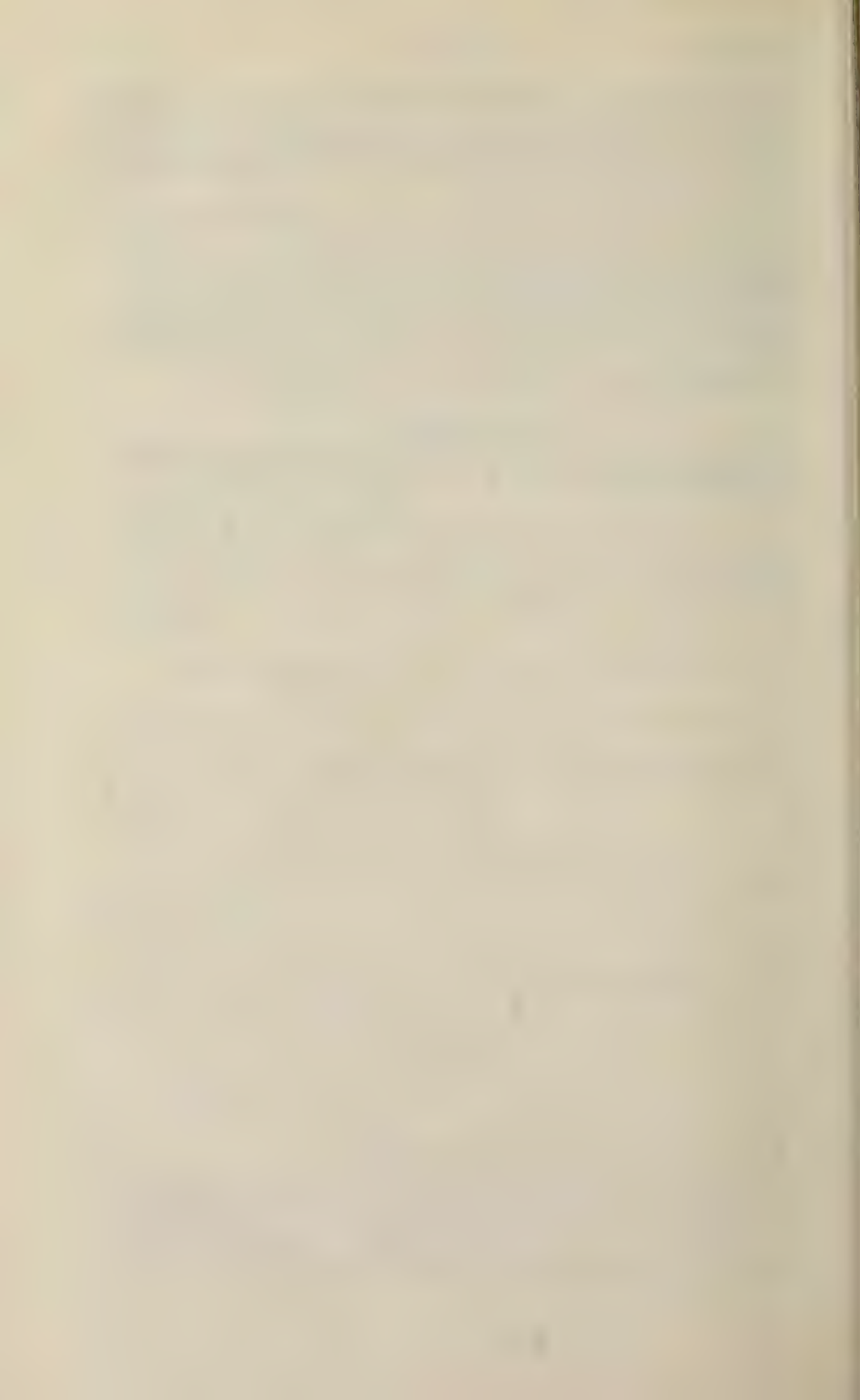
Resolved, That the Secretary of the Senate be hereby directed to transmit copies of this resolution to the President and Vice President of the United States, the Secretary of the Interior, the Speaker of the House of Representatives, and each Senator and Representative from California in the Congress of the United States.

Resolution read, and referred to Committee on Rules.

ADJOURNMENT

At 11.11 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 2.30 p.m., Friday, May 10, 1957.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-FIFTH LEGISLATIVE DAY
EIGHTY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, May 10, 1957

The Senate met at 2.30 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

Direct, O Lord, these, Thy elected representatives, our State Senators, and all who assist them, in the way of truth and justice. May it please Thy divine majesty to rule and govern all their words and deeds this day so that in all things their actions may be found steadfast and zealous. O God, before whom every heart is open and from whom no secret is hidden, keep alive within the hearts and minds of these, our official representatives, a love for truth—a reverence for justice and an understanding of the needs of our people. Keep them from every stain of error and corruption. Watch over them so that safeguarded by Thee, they may give themselves with fervor to the tasks before them. May their efforts please Thee and may they labor for the best interests of our State and the welfare of its citizens. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Murdy, on motion of Senator Burns, due to legislative business.

Senator Harold T. Johnson, on motion of Senator Burns, due to legislative business.

Senator McBride, on motion of Senator Burns, due to legislative business.

Senator Miller, on motion of Senator Burns, due to legislative business.

Senator Busch, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Bennetts, Jr., and Miss Mildred Parker, instructors, and the following students from Chowchilla Union High School: Shirley Ann Adams, Eva Bailey, Patricia Bankston, Gary Beaver, Jack Becker, Beverly Bell, Pamela Blackmun, Virginia Boomer, Carol Maxine Briner, Karen Buffington, Carol Campbell, Charlotte Campbell, Boyd Capps, Barbara Cargill, Richard Eugene Carr, Viola Carr, Violet Carr, Wendelene Chambers, Delbert Chastain, Arla Christian, Katherine Ciapponi, James Clayton, Norma Combs, Donna Cook, Lasa Copeland, Betty Cox, Audrine Craig, Leon Crouch, Necia Crump, Charles Davis, John Davis, Morris Lee Davis, Vernon Davis, Richard DeMoura, Diane Depew, Betty Dickerson, Norman Dill, Mary Dixon Buttrey, Mary Lou Dorn, Wanda Elam, James Ellis, Vern Erickson, Judi Faux, Carol Jean Finley, Don Finney, Douglas Ford, Rosemary Fox, Jerry Frantz, Nina Gamble, Kenneth Gillaspay, Dana Gordon, Betty Green, Jerry Green, Judi Green, Lesley Green, Tommy Green, Edward Hackett, Janice Harper, Michael Haupt, Jimmy Heffington, Gene Hillhouse, Keith Hollister, Hershel Lane, John Lane, John Lautsch, Arthur Lee, Neil Luton, Rhandel Lybarger, Maggie Johnson, Neva Johnson, Fern Lakin, Mae Ella Lloyd, Reggie Mariscal, Stanley Matli, Dale Matsel, Juanita Mitchell, Frances Moore, Mary Jo Moore, Ronnie Moore, Edward Mundersbach, Helen Mushaney, Arthur David McAninch, Karen Ann McDonald, Bill McDowell, Joan McIsaac, Carlton Neal, Charles Nyberg, Mick Olsen, Bill Parker, Chris Parker, Edward Ronald Parker, Sally Peck, Nancy Phillips, Dolores Pimentel, Vernon Powers, Kenneth Prestridge, Ray Rezendes, Danny Riley, Ed Roach, Colleen Linda Robertson, Donald Roy Robertson, Lorene Robison, Gerald Rogers, Rosalie Ross, Wayne Routt, Paul Louis Rowell, Cheryl Ann Schuh, Priscilla Schuh, Pearl Shahan, Alfred Shay, Joan Silva, Bernice Smith, Needa Smith, Travis Smith, Sharon Sorenson, Joan Stallings, Janice Stanley, Jeannie Starr, Geraldine Stogsdill, Nadine Strickland, Rowe Strough, John Sutton, Patsy Talley, Dean David Thomas, Marnell Thomas, Owana Towns, Burnis Tuck, Jean Turnbaugh, Reggie Upton, Priscilla Valentine, WaNona Vaughn, Charlotte Vaught, Elaine Patricia Watson, Robert Richard Weaver, George Williams, Janice Wisener, Wayne Womack, Jimmy Zell, Robert Bennetts, Richard B. Parker, and Mildred L. Parker.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following from the Madera County Farm Bureau: Mrs. Betty Ballard, Mrs. Betty Cunningham, Mrs. R. G. DeMoss, Sara Jane Doshier, Mrs. Arnette Faso, Mrs. Eliane Fink, Mrs. Irene Forest, Mrs. E. L. Garner, Joyce Garner, Mrs. J. L. Gray, Mrs. Ben Hayes, Mrs. Doris Holmes, Mrs. Annie Keller, Mrs. Anna Larson, Mrs. Maude Mason, Mrs. Ruth Moore, Mrs. Ruth Pettes, Mrs. Elvera Price, Glen Reeve, Carol Richards, Walter Rosskopf, Mrs. Elodee Schmall, Mrs. Romaine Sterling, Karen Upton, Mrs. Pauline Upton, Mrs. Pat Washburn, Mrs. Forest Workman, Mrs. Gary Workman, Jimmy Workman, Claude Clayton, Mrs. Claude Clayton, Carl Hansen, Mrs. Carl Hansen, Lionel Rogers, August

Schmali, Mrs. Jay Bondeson, Jay Bondeson, Mrs. William Sell, William Sell, Jack Clay, and Harry Price.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Geraldine Townsend, Mrs. Manuel Teicheira, Mrs. Joe Perry, and the following students of Veritas Elementary School, grades seven and eight, Manteca: Gene Aksland, Patsy Amoral, Marlene Coburn, Eddie Costa, Dan DeRuyter, Joyce DeRuyter, Wayne Dias, Daniel Gomes, William Gulart, Joyce Harrigan, Mary Henderson, Linda House, Alton Nelson, John Niki, Barbara Jean Perry, Alan Schmiedt, Dorothy Teicheira, Kenneth Van Boven, Carl Willits, and Varlene Zinn.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the eighth grade of San Jose School District, Pacheco School: Thomas C. Alger, Jr., Janine Amedee Bixby, Cathleen Ann Bradford, James H. Caid, Jr., Shirlee Ann Eshelman, Martha Ann Garrison, June Gay, Rose Marie Haddad, Stephen Holloway, Jr., Darryl Randolph Johnston, Tommy Elsin Kaebler, Anita Louise Kester, Judy Lynne Kipfer, Kenneth E. Manies II, Judy Jean Aletha Manning, William Plunkett Martin, III, David V. Parker, Carl B. Rivamonte, Sharon E. Ross, Opal Jean Smith, Jo Ann Stephens, John Garland Taylor, Judith Ann Ward, Janet Carol Weekley, Gail S. L. Yap, George Duncan May, Stuart McTaggart, Frances Jean Rowell, Eddie Glen Winford, Patrick Dallas Wollaston, Macon P. Booker, Jr., Kayren Dee Brown, Jack Neal Clark, Marie Yvonne Davis, Ralph Joseph Del Pino, Sherwynn Downing, Valerie Rose Downing, Makiko Omata Dyess, Patricia Nelson Earle, Dorothy Elaine Flory, James H. Franklin, Annette Fay Galland, Christian Joseph Ginzher, Lillian Martha Gomez, Dolores Ann Harris, Stephen A. Hoverman, John V. Island, Edward H. Landwehr, George T. Lang, Neil S. Leaverton, Glenda Ruth Olsen, Rita Virginia Penwell, Cary Dean Price, Karen Veronica Shields, Barbara Edith Schneider, Filbert James Smith, Sandra Jean Smith, Myrna Jean Stenvers, Donald Douglas Tucker, Paul A. vonKnoblouch, LaVina Sue Walker, Phillip Paul Williams, and Neva Lee Zumwalt.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students and parents of Las Plumas Multi-graded School, Butte County: *students*—Bill Mork, Jerry Langley, Shirley Mork, Cindy Howe, Richard Pyle, Rohyn Foster, Vernon Pyle, Cody Wallace, Donald Pyle, Donald Gee, David MacKay, Debbie Howe, Suzanne Reppey, Davy Wallace, Mary Reppey, Billy MacKay, Craig Le Masters, and Janiebeth Tockelson; *parents*—Mr. and Mrs. Le Masters, Mr. and Mrs. Foster, Mrs. Longley, Mrs. Mork, Mrs. Trabucco, Mr. and Mrs. Howe, Mrs. Torkelson, and Mr. and Mrs. Reppey.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Bonnie Davis, Mrs. Jackie Edwards, Mrs. Margaret Rich, Mrs. Georgia Hart, and Mrs. Fred Teske, leaders of seventh grade, Saint Leander's School, San Leandro (Intermediate Girl Scout Troop No. 381), and the following Girl Scouts: Penny Bettencourt, Delores Bruzzzone, Mary Bush, Sharon Calcagno, Maureen Calcagno, Ann Davoren, Peggy Eckert,

Marilyn Edwards, Mary Beth Hart, Sally Hill, Susan Hill, Gloria Lemos, Faye Lind, Beatrice Martinez, Linda Nahn, Claudia Perry, Trudy Rhodes, Karen Rich, Judy Thaw, Dawne Teske, Sharon Teske, Judy Johnson, Sandra Morgan, Lynn Bryant, Jackie Lake, and Blanche Frazer.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William E. Cecil, Instructor of Seventh Grade, Jefferson School, Tracy, and the following students: James Baskette, Sandra Britt, Sharon Cook, David Edwards, Frankie Franco, Marianne Gayton, David Godwin, Ernest Hallford, James Hughes, Ray Light, Ann Muddiman, Rey Ovalle, Veronica Ovalle, Rosemary Pereira, Robert Post, John Solario, Howard Tugel, Sharon Welch, Shirley Welch, De Anna Auch, Sandra Morgan, Virginia Morgan, Marty Arbutanot, Geneva Kirkwood, and Leroy Kirkwood.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to James Bybee, Instructor of Eighth Grade, Jefferson School, Tracy; Mrs. Anne Fugel, Mrs. Ida Welch, Mrs. Evelyn Muddiman, Mrs. Clarice Vasconcelos, and Mrs. Martha Franco, parents, and the following students: Bobby Blanco, Manuel Franco, Dale Goddard, Ronald Guadagni, Rick Hanson, Donald Kellogg, George Medina, Stanley Post, Paul Rinauro, Junior Raya, Roy Stewart, David Vasconcelos, Fred Welch, Gary Willet, Cathy Alvarez, LaVelle Axton, Earlene Cossey, Kerry McLeMore, Mary Ellen Raya, and Kathleen Solario.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Nelson, Principal, Robert Currier, Robert Patteson, and the following students of Lammersville School, Tracy: Iris Morgan, Patricia Patteson, Frances Rivera, Mary Ann Galante, Elaine Pasqual, Wanda Yochum, Marcus Rivera, Iris (Spud) Pribble, Steven Ormonde, Richard Pinon, Harvey Pribble, and Richard Vaughn.

COMMUNICATIONS

The following communication was received and read; and ordered printed in the Journal:

STATE OF CALIFORNIA
DEPARTMENT OF WATER RESOURCES
SACRAMENTO, May 8, 1957

*Hon. J. A. Beek, Secretary of Senate
State Capitol, Sacramento, California*

DEAR MR. BEEK: There is transmitted herewith, for the information of the Members of the California State Senate, Bulletin No. 60 of the Department of Water Resources, entitled "Interim Report to the California State Legislature on the Salinity Control Barrier Investigation." This is a report of the investigation conducted as authorized by Chapter 1434, Statutes of 1955, the Abshire-Kelly Salinity Control Barrier Act of 1955.

Bulletin No. 60 contains the conclusions which have been reached regarding the feasibility of alternative plans designed to (1) provide a means of transporting large quantities of water across the Sacramento-San Joaquin Delta, (2) repel salinity from the Delta channels, (3) improve the quality of water applied to Delta lands, (4) provide flood protection to Delta islands, and (5) include a means for delivering water from the Delta to the San Francisco Bay Area.

Very truly yours,

HARVEY O. BANKS, Director

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 616

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, May 10, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 158

Senate Bill No. 1128

Senate Bill No. 1619

Senate Bill No. 1700

Senate Bill No. 2409

Senate Bill No. 2504

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, May 10, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 111

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 924

Senate Bill No. 1813

Senate Bill No. 2142

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered to unfinished business file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 771

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 589

Senate Bill No. 614

Senate Bill No. 625

Senate Bill No. 957

Senate Bill No. 1333

Senate Bill No. 1658

Senate Bill No. 2274

Senate Bill No. 2363

Senate Bill No. 2514

Senate Bill No. 2659

Senate Bill No. 2668

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1907

Senate Constitutional Amendment No. 21

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 188

Senate Bill No. 621

Senate Bill No. 704

Senate Bill No. 1211

Senate Bill No. 1337

Senate Bill No. 1350

Senate Bill No. 1361

Senate Bill No. 1362

Senate Bill No. 1790

Senate Bill No. 2503

Senate Bill No. 2643

Senate Concurrent Resolution No. 83

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Senate Bill No. 2189

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Constitutional Amendment No. 8

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules.

DESMOND, Chairman

Above reported resolution re-referred to Committee on Rules.

Committee on Natural Resources

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:

Senate Bill No. 48

Senate Bill No. 715

Senate Bill No. 757

Senate Bill No. 1000

Senate Bill No. 1031

Senate Bill No. 1131

Senate Bill No. 1958

Senate Bill No. 2264

Senate Bill No. 2129

Senate Bill No. 2658

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

BERRY, Vice Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:

Senate Bill No. 1312

Senate Bill No. 1451

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

BERRY, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 9, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:

Senate Bill No. 2475

Senate Bill No. 2476

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BERRY, Vice Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 1998

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 2003

Senate Bill No. 149

Senate Bill No. 10

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Rules for re-referral to the proper interim committee for further study.

KRAFT, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 1137

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

KRAFT, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 980

Senate Bill No. 1199

Senate Bill No. 2020

Senate Bill No. 2023

Senate Bill No. 2040

Senate Bill No. 2366

Assembly Bill No. 1664

Assembly Bill No. 3152

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

KRAFT, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 1111

Senate Bill No. 1838

Senate Bill No. 2001

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

KRAFT, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 1463

Senate Bill No. 1845

Senate Bill No. 1920

Senate Bill No. 1671

Senate Bill No. 2671

Assembly Bill No. 3978

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ABSHIRE, Chairman

Above reported bills ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT

Senator Beard asked for, and was granted, unanimous consent to take up Senate Bill No. 2671, at this time, for consideration of amendments.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2671—An act to add Section 829.31 to the Agricultural Code, relating to cantaloupes, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Beard moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "A", and insert "C" and a".

Amendment No. 2

On page 1, line 5, strike out "56, 64, 72, 80 or 88", and insert "18, 22, 27, 30, 41, or 45".

Amendment No. 3

On page 1, strike out line 6, and insert "such crate."

Amendment No. 4

On page 1, strike out lines 14 to 23, inclusive, and insert

"In order to prevent elimination of supplies of shoddy wood suitable for crates of this dimension and thus avoid unnecessary hardship and expense to cantaloupe producers, it is necessary that this act go into immediate effect."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 1529

Assembly Bill No. 3218

Have had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ABSHIRE, Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1064

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BREED, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 3561

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred: Senate Bill No. 2355

Has had the same under consideration, and reports the same back with the recommendation: Re-refer to Committee on Rules with the recommendation it be referred to the proper interim committee for study.

BREED, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 583 Assembly Bill No. 3563

Senate Bill No. 1918 Assembly Bill No. 3564

Senate Bill No. 2667 Assembly Bill No. 3565

Assembly Bill No. 3119 Assembly Bill No. 344

Assembly Bill No. 3562

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BREED, Chairman

Above reported bills ordered to second reading.

CONSIDERATION OF DAILY FILE MOTIONS TO RECONSIDER

Senate Constitutional Amendment No. 37—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 3 of Article XXVI thereof, relating to the use of revenues obtained from motor vehicle fuel taxes and motor vehicle registration and license fees.

Motion to Reconsider Waived

Senator Dorsey waived his motion to reconsider the vote whereby Senate Constitutional Amendment No. 37 was adopted.

Senate Constitutional Amendment No. 37 ordered transmitted to the Assembly.

Senate Bill No. 1151—An act to amend Section 2110 of the Streets and Highways Code, relating to Highway Users Fund.

Motion to Reconsider Senate Bill No. 1151

Pursuant to his motion previously made, Senator Grunsky moved that the Senate, at this time, reconsider the vote whereby Senate Bill No. 1151 was passed.

The roll was called, and Senate Bill No. 1151 reconsidered by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobe, Collier, Coombs, Desmond, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Regan, Richards, Short, Teale, and Thompson—28.

NOES—None.

Further Consideration of Senate Bill No. 1151

Motion to Amend

Senator Grunsky moved the adoption of the following amendment:

Amendment No. 1

On page 2, lines 14 and 15, of the printed bill, as amended in Senate April 25, 1957, strike out "three hundred sixty thousand dollars (\$360,000)", and insert "five hundred thousand dollars (\$500,000)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF SENATE BILLS

Senate Bill No. 1094—An act to amend Sections 10000, 10001, and 11200 of, and to add Section 10001.2 and Article 9.7 (commencing at Section 11270) to Chapter 2, Part 3, Division 6 of, the Water Code, relating to the Trinity River Diversion.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1711—An act to add Section 3.1 to the Contra Costa County Flood Control and Water Conservation District Act (Chapter 1617 of the Statutes of 1951), relating to the subzones formed within such district.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1905—An act to amend Section 232 of the Water Code, relating to determination of water supplies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1984—An act to amend Section 21 of the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289 of the Statutes of 1955), relating to the powers of the authority created under said act.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2132—An act to amend Section 12618 of the Water Code, relating to water development projects.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2212—An act to amend Chapter 1434, Statutes of 1955, "An act to provide for a study of the junction point barrier and appurtenant facilities, the Abshire-Kelly Salinity Control Barrier Act of 1955, relating to barriers for salinity and flood control purposes, declaring the urgency thereof, to take effect immediately," declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 67—An act to create the Shasta County Water Agency for the conservation, storage, and distribution of the water within the agency, and prescribing its organization, powers, and duties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 10, lines 26 and 27, of the printed bill, as amended in Senate May 7, 1957, strike out "both as to principal and interest".

Amendment No. 2

On page 11, line 15, after "taxes", insert "levied in accordance with Section 95 of this act".

Amendment No. 3

On page 11, line 35, strike out "other than taxes or assessments"; and strike out line 36; and in line 37, strike out "edness".

Amendment No. 4

On page 11, line 49, after "assessments", insert "in accordance with Section 96 of this act".

Amendment No. 5

On page 12, line 9, after "valuation", insert ", unless at any county-wide election held for any other purpose a majority of those voting have voted in favor of a proposal to increase the tax rate of the district. The board may submit such a proposal at any county-wide election called for any other purpose and the proposal shall specify the new tax limit and may provide the increase will be valid for a specified term of years only or of unlimited duration".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1794—An act to amend Section 32 of, and to add Section 37 to, the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289 of the Statutes of 1955), relating to the Santa Clara-Alameda-San Benito Water Authority.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate April 26, 1957, after the comma, insert "and to amend Section 22 of the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931),".

Amendment No. 2

In line 4 of the title, after "Authority", insert "and to districts organized and operating under the Water Conservation Act of 1931".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, after line 9, insert

"SEC. 3. Section 22 of the Water Conservtaion Act of 1931 (Chapter 1020 of the Statutes of 1931) is amended to read:

SEC. 22. Each member of the board of directors shall receive [ten] *twenty-five* dollars (\$25) for each day's attendance at the meetings of the board [and actual and necessary expenses and a per diem not exceeding ten dollars per day, while engaged in official business under the order of the board].

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2174—An act to add Section 10004 to the Water Code, declaring the policy of the State relating to financial assistance to public agencies in the construction of water development projects.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 10004 to", and insert "Chapter 5 to Part 6 of Division 6 (commencing at Section 12880) of".

Amendment No. 2

On page 1, strike out lines 1 to 26, inclusive; on page 2, strike out lines 1 to 22, inclusive, and insert

"SECTION 1. Chapter 5 is added to Part 6 of Division 6 of the Water Code, to read:

CHAPTER 5. STATE FINANCIAL ASSISTANCE FOR LOCAL PROJECTS

12880. In furtherance of the development, control and conservation of the water resources of the State it is the policy of the State to provide financial assistance from the Water Development Fund to public agencies for the construction of projects for water development in which there is a state-wide interest by making grants or loans, or both, and by participating in the construction and operation of such projects, in accordance with this section.

(a) As used in this section, "project" means any construction or improvement by a public agency for flood control, for the diversion, storage, distribution or other use of water primarily for domestic, municipal, agricultural, or industrial purposes, and for the production of power. "Public agency" means any city, county, district or other political subdivision of the State.

(b) The proposed project may be approved for assistance only if it is determined that the project substantially conforms to The California Water Plan, is engineeringly feasible, economically justified, and, if a loan is proposed, that there is reasonable assurance that the public agency can repay it.

(c) Grants in furtherance of a project may be made for the following purposes:

(1) For the part of the construction cost properly allocated to the preservation and enhancement of fish and wildlife incidental to the primary functions of the project.

(2) For the part of the construction cost properly allocated to recreational benefits of state-wide interest that are incidental to the primary functions of the project.

(3) In special circumstances, grants may be made for other parts of the construction cost in which there is determined to be a state-wide interest.

(d) Loans in furtherance of a project may be made only for that portion of the cost of a project which the Districts Securities Commission certifies to be beyond the reasonable financial ability of the public agency and for which funds cannot be obtained from other sources.

(e) Loans shall be repayable over a period not to exceed 50 years, excluding a limited period of development in special instances. Loans shall be made upon such terms, which may include the waiver of any interest charges, as may be prescribed by the Legislature.

(f) If in order to accomplish the objectives of The California Water Plan it is necessary to construct a project that is beyond the requirements of the public agency constructing the project, the State may participate in financing those costs of the project in excess of the costs necessary to meet the requirements of the public agency, on terms agreed upon with the agency, to the end that the project to be constructed and operated shall accomplish the maximum water development objectives at a minimum total expenditure.

(g) Applications for loans or grants or financial participation by the State shall be made to the Department of Water Resources in such form and with such supporting material as may be prescribed by the department. A report on each application shall be prepared by the department and filed with the Legislature. In such reports the department shall make findings as to the nature and extent of the state-wide interest in the project, the public necessity for the project, the urgency of the need, and the engineering feasibility, economic justification, and financial feasibility of the project.

(h) State grants or loans for a proposed project may be made only upon specific authorization by the Legislature."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 659—An act to add Sections 962, 963, 964, 965, and 966 to the Welfare and Institutions Code, relating to state contributions for construction of institutions for juveniles, and making an appropriation therefor.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1326—An act to add Section 5017 to the Public Resources Code, relating to state-owned beach and park lands.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1498—An act to amend Section 1763 of, and to repeal Sections 1769 and 1775.5 of, and to add Section 1775.5 to, the Insurance Code, relating to insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Financial Institutions:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate April 19, 1957, before the period, insert "and none of which said five insurers are affiliated under common ownership or management".

Amendment No. 2

On page 2, strike out lines 17 and 18, and insert
"Sec. 2. Section 1769 is hereby repealed."

Amendment No. 3

On page 2, strike out lines 19 to 28, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Rules.

Senate Bill No. 2081—An act to amend Section 12300.3 of the Financial Code, relating to the use of trust funds by check sellers and cashers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Financial Institutions:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate May 7, 1957, strike out lines 26 through 37, and insert "Such funds may be used by a licensee for the cashing of checks in the normal course of its business provided such licensee has on file with the commissioner a bond containing the conditions set forth in Section 12208 of this code in an amount equal to the total of outstanding accounts payable of the licensee as shown by audit on the last day of the previous business year of the licensee, or as determined by the commissioner."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Financial Institutions.

Senate Bill No. 2638—An act to add Section 5009 to the Water Code, relating to recordination of water extractions and diversions.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Senate May 2, 1957, after "part", insert "with respect to each of the five counties except the County of Los Angeles".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 571—An act to add Sections 24251.1 and 24360.8 to the Health and Safety Code, relating to air pollution.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "23243", and insert "24243".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1027—An act to amend Section 12000 of the Health and Safety Code, relating to public health and safety, and, more particularly, to regulation of explosives.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 221—An act to amend Sections 21200, 21201, and 21208 of the Financial Code, and Sections 343 and 11108 of the Penal Code, and to add Section 21208 to the Financial Code, relating to pawnbrokers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Financial Institutions:

Amendment No. 1

On page 2, lines 20 and 21, of the printed bill, as amended in Senate May 2, 1957, strike out "or by regular mail for which a certificate of mailing is issued by the United States Post Office,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1733—An act to amend Sections 8590 and 8594 of, and to add Sections 8590.1 and 8590.2 to the Water Code, relating to the acquisition of real property, or interests therein, by the Reclamation Board and to the management and control or exchange of such real property or interests therein.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 2, of the printed bill, as amended in Senate, April 29, 1957, strike out lines 16 through 20, and insert

"(e) Whenever real property which is devoted to or held for some other public or quasi-public use is required by the drainage district for any of the purposes set forth in this part, the board may acquire in fee or in any lesser estate in interest in the name of the drainage district real property adjacent thereto or in the immediate vicinity thereof to be exchanged for the real property required by the drainage district as aforesaid for the purposes set forth in this part."

Amendment No. 2

On page 2, strike out lines 43 through 51.

Amendment No. 3

On page 3, line 5, strike out " , or will require,".

Amendment No. 4

On page 3, line 9, strike out “, or will be necessary,”.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

Senate Bill No. 2200—An act to add Section 1052.5 to the Water Code, relating to the State Water Rights Board.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 1 of the title of the printed bill, after “1052.5 to”, insert “, and to amend Section 275 of,”.

Amendment No. 2

In line 2 of the title, strike out “State Water Rights Board”, and insert “administration of water resources”.

Amendment No. 3

On page 1, line 3, after “1052.5.”, insert “In furtherance of any of its powers, duties, purposes, responsibilities, and jurisdiction,”.

Amendment No. 4

On page 1, line 3, strike out “shall”, and insert “may”.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 1, after line 7, insert

“SEC. 2. Section 275 of said code is amended to read:

275. *In furtherance of its powers, duties, purposes, responsibilities, and jurisdiction*, the department [shall] *may* take all appropriate proceedings or actions before executive, legislative, or judicial agencies to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of water in this State.”

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

Senate Bill No. 1372—An act to add Section 5037 to the Public Resources Code, relating to parks, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Natural Resources:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out “_____ dollars (\$_____)”, and insert “thirty-five thousand dollars (\$35,000)”.

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 2578—An act to make an appropriation for the establishment of a Drakes Bay State Park.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "the establishment of a Drakes Bay State Park", and insert "a study relating to an appropriate location for a Francis Drake State Park".

Amendment No. 2

On page 1, line 1, strike out "----- (\$-----)", and insert "twenty thousand dollars (\$20,000)".

Amendment No. 3

On page 1, lines 4 and 5, strike out "for the establishment of a Drakes Bay State Park in Marin County", and insert "during Fiscal Years 1957-58 and 1958-59 to provide for a thorough historical and archeological study to ascertain the site of the landing, claim, and fort, of Francis Drake in the Marin-Sonoma area of Northern California for the purpose of determining an appropriate location for a Francis Drake State Park or other suitable marking of that historic site".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 2451—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the establishment and maintenance of a state park in San Bernardino County.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Natural Resources:

Amendment No. 1

On page 1, line 5, of the printed bill, after "park", insert "in the Upper Santa Ana River tributaries area".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1608—An act to amend the heading of Chapter 4 (commencing with Section 42700), Part 5, Division 14, Sections 42700, 42726, 42728, 43506, 46500, 46501, 46671 and 46674 of, and to add Section 43005, to add Article 4 (commencing with Section 43900) to Chapter 5 of Part 6 of Division 14, to add Section 46675 to, and to add Chapter 12 (commencing with Section 47800) to Part 9 of Division 14 of, the Water Code, relating to water storage districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3712—An act to amend Sections 12 and 14 of the Water Conservation Act of 1927 (Chapter 91, page 160 of the Statutes of 1927), relating to water conservation districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 309—An act to amend Section 11200 of, and to add Article 9.6 (commencing with Section 11270) to Chapter 2 of Part 3 of Division 6 of, the Water Code, relating to the Central Valley Project.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 12, strike out "the publication of the State Water Resources Board", and insert "Bulletin No. 60 of the Department of Water Resources".

Amendment No. 2

In line 13, strike out "Report on the California Water Plan", and insert "Salinity Control Barrier Investigation".

Amendment No. 3

In line 13, strike out "May, 1956," and insert "March, 1957,".

Amendment No. 4

In line 17, after "determine", insert "as a feature of The California Water Plan, and".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2970—An act to amend Sections 127, 181, 1054, 1360, 1411, 1412, 1413, 1414, 1415, 1615, 1616, 1617, 1618, 1651, 1676, 1677, 8553, 13011, 20016, 20019, 20082, 20083, 20084, 20085, and 20086 of, to add Sections 133, 163, 189, 190, 191, 192, and 193 to, and to repeal Sections 1361, 1362 and 1363 of, the Water Code, to amend Sections 8112, 8118, 8132, 8138, and 13196 of, and to add Sections 14105 and 16049.5 to the Government Code, to amend Section 9065 of the Public Resources Code, and to amend Section 1 of Chapter 1693 of the Statutes of 1953, relating to the water resources of the State and the administration thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Assembly April 23, 1957, strike out "8553,".

Amendment No. 2

In lines 4 and 5 of the title, strike out ", 163, 189, 190, 191, 192, and 193", and insert "and 163".

Amendment No. 3

In lines 6 and 7 of the title, strike out "8138, and 13196", and insert "and 8138".

Amendment No. 4

In lines 11 and 12 of the title, strike out ", and making an appropriation".

Amendment No. 5

On page 2, strike out lines 25 to 51, inclusive; and on page 3, strike out lines 1 to 41, inclusive.

Amendment No. 6

On page 3, line 42, strike out "SEC. 11", and insert "SEC. 5".

Amendment No. 7

On page 3, line 48, strike out "SEC. 12", and insert "SEC. 6".

Amendment No. 8

On page 4, line 3, strike out "SEC. 13", and insert "SEC. 7".

Amendment No. 9

On page 4, line 5, strike out "SEC. 14", and insert "SEC. 8".

Amendment No. 10

On page 4, line 9, strike out "SEC. 15", and insert "SEC. 9".

Amendment No. 11

On page 4, line 15, strike out "SEC. 16", and insert "SEC. 10".

Amendment No. 12

On page 4, line 19, strike out "SEC. 17", and insert "SEC. 11".

Amendment No. 13

On page 4, line 24, strike out "SEC. 18", and insert "SEC. 12".

Amendment No. 14

On page 4, line 29, strike out "SEC. 19", and insert "SEC. 13".

Amendment No. 15

On page 4, line 35, strike out "SEC. 20", and insert "SEC. 14".

Amendment No. 16

On page 4, line 39, strike out "SEC. 21", and insert "SEC. 15".

Amendment No. 17

On page 4, line 44, strike out "SEC. 22", and insert "SEC. 16".

Amendment No. 18

On page 4, line 49, strike out "SEC. 23", and insert "SEC. 17".

Amendment No. 19

On page 5, line 3, strike out "SEC. 24", and insert "SEC. 18".

Amendment No. 20

On page 5, line 8, strike out "SEC. 25", and insert "SEC. 19".

Amendment No. 21

On page 5, strike out lines 13 to 17, inclusive.

Amendment No. 22

On page 5, line 18, strike out "SEC. 27", and insert "SEC. 20".

Amendment No. 23

On page 6, line 1, strike out "SEC. 28", and insert "SEC. 21".

Amendment No. 24

On page 6, line 8, strike out "SEC. 29", and insert "SEC. 22".

Amendment No. 25

On page 6, line 16, strike out "SEC. 30", and insert "SEC. 23".

Amendment No. 26

On page 6, line 27, strike out "SEC. 31", and insert "SEC. 24".

Amendment No. 27

On page 6, line 33, strike out "SEC. 32", and insert "SEC. 25".

Amendment No. 28

On page 6, line 38, strike out "SEC. 33", and insert "SEC. 26".

Amendment No. 29

On page 6, line 43, strike out "SEC. 34", and insert "SEC. 27".

Amendment No. 30

On page 7, line 1, strike out "SEC. 35", and insert "SEC. 28".

Amendment No. 31

On page 7, line 12, strike out "SEC. 36", and insert "SEC. 29".

Amendment No. 32

On page 7, line 18, strike out "SEC. 37", and insert "SEC. 30".

Amendment No. 33

On page 7, line 31, strike out "SEC. 38", and insert "SEC. 31".

Amendment No. 34

On page 7, strike out lines 38 to 52, inclusive; and on page 8, strike out lines 1 to 3, inclusive.

Amendment No. 35

On page 8, line 4, strike out "SEC. 40", and insert "SEC. 32".

Amendment No. 36

On page 8, line 12, strike out "SEC. 41", and insert "SEC. 33".

Amendment No. 37

On page 8, line 25, strike out "SEC. 42", and insert "SEC. 34".

Amendment No. 38

On page 8, line 35, strike out "SEC. 43", and insert "SEC. 35".

Amendment No. 39

On page 9, line 13, strike out "SEC. 44", and insert "SEC. 36".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 1796—An act to amend Sections 221, 222, 223, and 230 of the Elections Code, relating to voters.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 8, of the printed bill, after "nonpartisan", insert "or declines to state his political affiliation".

Amendment No. 2

On page 1, line 17, after the last quotation mark, insert ", declined to designate,".

Amendment No. 3

On page 2, line 1, after the last quotation mark, insert "or has declined to designate,".

Amendment No. 4

On page 2, line 8, after the last quotation mark, insert "or has declined to designate,".

Amendment No. 5

On page 3, line 32, after the last quotation mark, insert "or "Declines to state", as the case may be".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 679—An act to add Part 3, comprising Sections 4500 to 4605, inclusive, to Division 5 of, to repeal Sections 2160.3, 2160.4, and 3044 of, and to add Sections 103.7, 124.5, 124.6, 2160.3, 3044, and 3044.1 to, the Welfare and Institutions Code, relating to a program of medical services to recipients of public assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 4, lines 3 and 4, of the printed bill, as amended in Assembly April 23, 1957, strike out "enter into nonexclusive contracts with any public or private agency or with one or more", and insert "contract with one or more public or private agencies, or".

Amendment No. 2

On page 4, line 5, after "Section", insert "9200 or".

Amendment No. 3

On page 4, line 7, strike out the second comma.

Amendment No. 4

On page 4, line 7, strike out the second "with".

Amendment No. 5

On page 4, strike out lines 12 to 14, inclusive, and insert "ance Code, under subdivision (a) or subdivision (b) of this section, or both.

(a) The State Department of Social Welfare may enter into nonexclusive contracts providing arrangements under which funds available for medical care under this chapter shall be administered and disbursed to providers of medical care in consideration for services rendered and supplies furnished by them in accordance with the provisions of the applicable contract and any schedule of charges or formula for determining payment established pursuant to such contract. No contract entered into pursuant to this subdivision shall deny to recipients of public assistance free choice of physicians willing to provide services under the terms of such contract.

(b) Notwithstanding subdivision (a) of this section, the State Department of Social Welfare may contract for one or more indemnity or service-type partial or full prepayment or group payment programs to provide medical care or any aspect thereof, with any agency or organization qualified under the first paragraph of this section.

Insofar as practical, consistent with the efficient and economical administration of this chapter, the State Department of Social Welfare shall afford recipients of public assistance free choice of arrangements under which they shall receive medical care, and insofar as practical, consistent with the efficient and economical administration of this chapter, at least one arrangement available to all recipients of public assistance shall afford free choice among physicians willing to provide services under the terms of a contract entered into pursuant to this section."

Amendment No. 6

On page 4, line 15, strike out "a", and insert "any".

Amendment No. 7

On page 4, line 16, strike out "them", and insert "it".

Amendment No. 8

On page 4, line 17, strike out "a", and insert "one or more".

Amendment No. 9

On page 4, line 18, strike out "corporation", and insert "corporations".

Amendment No. 10

On page 4, line 18, after "Section", insert "9200 or".

Amendment No. 11

On page 4, line 21, after the first "with", insert "subdivision (a) or subdivision (b) of".

Amendment No. 12

On page 5, line 47, strike out "agency or facility", and insert "or private agency, nonprofit membership corporation, medical society, medical group,".

Amendment No. 13

On page 5, line 49, after the period, insert "No recipient shall be held liable for the cost of medical care paid for under this chapter."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 784—An act to amend Sections 3632 and 3672 of the Corporations Code, relating to amendment of articles of incorporation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1639—An act to add Section 18649 to the Financial Code, relating to exemption of loans of \$5,000 or more from regulations.

Bill read second time, and ordered to third reading.

Assembly Bill No. 822—An act to add Section 18412 to the Financial Code, relating to loans made and contracts purchased by an industrial loan company.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Financial Institutions:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 26, 1957, strike out lines 11 to 18, inclusive, and insert

"18412. (a) No industrial loan company shall make any loan to, or purchase a contract or chose in action from:

1. An individual who is an officer, director or shareholder, directly or indirectly, of the industrial loan company.

2. A person, corporation or partnership in which an officer, director or shareholder, directly or indirectly, of the industrial loan company is personally or financially interested.

3. A person who acquired such contract or chose in action, directly or through intervening assignments from a person described in (a) or (b) hereof.

(b) Any director, officer, or shareholder, directly or indirectly, of an industrial loan company who makes or procures, or participates in making or procuring a loan, contract or chose in action in violation of this section is personally liable for any loss resulting to an industrial loan company from such loan, contract or chose in action."

Amendment No. 2

On page 2, strike out lines 1 to 23, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Financial Institutions.

Assembly Bill No. 1732—An act to add Sections 651 to Chapter 9 of Part 1 of Division 1 of the Insurance Code, relating to rescission and cancellation of insurance policies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Financial Institutions:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly April 24, 1957, strike out "rescission and".

Amendment No. 2

On page 1, line 4, strike out "rescission or".

Amendment No. 3

On page 1, line 7, strike out "his last known address", and insert "the address shown in the policy".

Amendment No. 4

On page 1, line 8, strike out "rescission or", and insert "the".

Amendment No. 5

On page 1, line 10, strike out "and hour the rescission or", and insert "the".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 4092—An act to add Section 10066 and to amend Section 10060 of the Health and Safety Code, relating to records of vital statistics.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 2, 1957, strike out lines 6 to 8, inclusive, and insert "inspection by the public if the purpose of the inspection is a proper one in which the inquirer is beneficially interested and is not merely to gratify idle curiosity or for some scandalous object."

No person shall have the unrestrained right to promiscuously sort over and examine birth and death records in the recorder's office unless he has first obtained permission to do so from the recorder or deputy in charge. In order to obtain this permission he must make written application stating the information that he desires to obtain and giving the approximate time he expects to use the records. The examination shall be made under the supervision of the recorder or a deputy."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2751—An act to add Chapter 7 (commencing at Section 8825) to Part 3, Division 8 of the Health and Safety Code, relating to private cemeteries.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Senate April 29, 1957, strike out "for".

Amendment No. 2

On page 1, line 16, strike out "markings", and insert "markers".

Amendment No. 3

On page 2, line 10, strike out "markings", and insert "markers".

Amendment No. 4

On page 2, line 23, strike out "markings", and insert "markers".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 333—An act to amend Section 2270 of the Health and Safety Code, relating to mosquito abatement districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 352—An act to amend Sections 12175, 12176, 12177, 12179, 12181, 12182, 12183, 12184, 12186, 12187, 12188, and 12189 of, to repeal Sections 12178 and 12180 of, and to add Sections 12180, 12187.1, and 12187.2 to, the Health and Safety Code, relating to the storage of explosives.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1053—An act to amend Section 7100 of, and to add Section 7115 to, the Health and Safety Code, relating to dispositions to blood banks, artery banks, eye banks, or other therapeutic services.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1683—An act to add Section 11166.01 to the Health and Safety Code, relating to prescriptions.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2952—An act to amend the article heading of Article 2 (commencing at Section 18275) of Chapter 4, Part 2, Division 13 of, to repeal Sections 18275 and 18279 of, to add Sections 18275 and 18279 to, and to amend Sections 18276 and 18278 of, the Health and Safety Code, relating to auto and trailer parks.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2953—An act to repeal Sections 18350 and 18356 of, to add Sections 18350 and 18356 to, and to amend Sections 18353 and 18369 of, the Health and Safety Code, relating to auto and trailer parks.

Bill read second time, and ordered to third reading.

Assembly Bill No. 476—An act making an appropriation for support of the San Francisco World Trade Center.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Assembly April 8, 1957, strike out "Northern".

Amendment No. 2

On page 2, line 33, strike out "Southern".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1868—An act to amend Section 75029 of the Government Code, relating to the retirement of judges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out line 3, and insert "75029. For any judge who, prior to becoming a judge, served as a 'judge of an excluded court' as defined below, there shall be included in the computation of the number of years of service as a judge the number of years he served as a 'judge of an excluded court' if prior to the effective date of his retirement he has paid into the Judges' Retirement Fund a sum equal to the amount which would have been deducted from his salary and paid into that fund had he been a judge, during the time he was a 'judge of an excluded court,' computed by applying to the rate of salary which he actually received during his first year of service as a judge the rate of deduction applicable to judges' salaries during such year.

As used in this section "judge of an excluded court" means a judge of a justice court or a judge, justice of the peace, or recorder of a court provided for by law prior to January 1, 1952.

A judge shall not, under this section, receive credit for that portion, if any, of his service as a judge of an excluded court, if other provisions of this chapter provide for the inclusion of such service in the computation of his years of service as a judge."

Amendment No. 2

On page 1, strike out lines 4 to 25, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time, 2.40 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 1907—An act to amend Sections 23772, 25500, and 25505 of the Business and Professions Code, relating to alcoholic beverage licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Cobey, Collier, Dilworth, Donnelly, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Richards, Short, Sutton, and Thompson—22.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XXVI thereof a new section to be numbered 5, relating to the issuance of bonds for highway purposes.

Resolution read.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed measure, as amended in Senate May 9, 1957, strike out "Assembly", and insert "Senate".

Amendment No. 2

On page 1, line 1, strike out "Assembly, the Senate", and insert "Senate, the Assembly".

Amendment No. 3

On page 1, lines 10 and 11, strike out "or cities and counties", and insert "cities and counties, or separation of grade districts".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 1397—An act to add Chapter 3c to Title 14 of Part 4 of Division 3 of the Civil Code, relating to liens of persons who advance money on the security of raw materials, parts, goods in process

of manufacture and finished goods, and to amend Section 3017 of the Civil Code, relating to assignment of accounts receivable.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Donnelly, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Regan, Richards, Short, and Thompson—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Regan Presiding

At 3.05 p.m., Senator Edwin J. Regan of the Fifth District, presiding.

Senate Bill No. 2551—An act to add Section 148.1 to the Penal Code, relating to false reports of the planting of bombs and explosives.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Short, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 881—An act to add Section 2710 to the Penal Code, relating to disposition of surplus products of industrial enterprises.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1792—An act to add Section 2016.5 to the Welfare and Institutions Code, relating to aid to the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 55—An act to add Chapter 7.5 (commencing with Section 8201) to Part 2 of, and to add Part 2.5 (commencing with Section 8298.01) to, Division 9 of the Streets and Highways Code, relating to grade crossings.

Bill read third time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 4, line 28, of the printed bill, as amended in Senate May 8, 1957, after "pledged", insert "by a city or city and county".

Amendment No. 2

On page 5, strike out lines 11 to 13, inclusive.

Amendment No. 3

On page 5, line 49, after "principal", insert "and interest".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2363—An act to add Section 668.1 to the Elections Code, relating to elections and matters incidental thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Coombs, Cunningham, Desmond, Dilworth, Dorsey, Farr, Gibson, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 83—Relative to a proposed state highway from Ventura to the vicinity of Taft or Maricopa.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 1361—An act to add Article 7.6 (comprising Sections 53850 to 53855, inclusive) to Chapter 4, Part 1, Division 2, of Title 5 of the Government Code, relating to temporary borrowing by local agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Short, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1362—An act to add Section 37210 to the Government Code, relating to temporary borrowing by new cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart,

Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Short, Teale, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 704—An act to amend Section 1347 of the Fish and Game Code, and amend Section 332 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to elk.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Ed. C. Johnson, Kraft, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Request for Unanimous Consent

Senator Dolwig asked for, and was granted, unanimous consent to have the Journal show that Senators Williams, Erhart, and himself were absent from the Senate due to attending a subcommittee of the Local Government Committee.

Request for Unanimous Consent

Senator Hollister asked for, and was granted, unanimous consent to have the Journal show that his absence from the Senate was due to attending the subcommittee of the Local Government Committee.

Senate Bill No. 188—An act to add Section 1293.5 to the Fish and Game Code, relating to damage to property by mammals and the taking of such mammals under special permit.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1790—An act to amend Section 482.5 of and to add Section 1412 to the Fish and Game Code, relating to fish.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 621—An act to amend Sections 15809 and 15822 and to repeal Section 15809.5 of the Government Code, relating to the State Building Construction Act of 1955.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Berry, Breed, Brown, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2643—An act to require that the proceeds from the sale of the Department of Motor Vehicle Building in San Bernardino be used for providing quarters for said department in the new State Building.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 614—An act to repeal Section 14559.2 of, and to add Sections 14559.2 and 14559.3 to, the Education Code, relating to the State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 589—An act to amend Section 4.10 of the World Trade Center Authorities Act, relating to world trade centers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 625—An act to amend Sections 16650, 16651, 16652, 16670, 16671, 16672, 16673, 16674, 16675, 16676, 16677, 16678, 16734, 16770, 16771, 16772, and 16773 of the Government Code, relating to remission of funds to fiscal agent for payment of state bonds and coupons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 957—An act to amend Section 1 and to repeal Sections 5 and 6 of Chapter 992, Statutes of 1945, relating to the authority and power of the Director of Finance to purchase or acquire surplus property from the Federal Government or its agencies, and abolishing the Surplus War Property Procurement Advisory Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1333—An act to amend Section 20931 of the Government Code, relating to the State Employees' Retirement System in respect to credit for service to local public agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2514—An act to amend Sections 11552 and 12040 of the Government Code, and to repeal and re-enact Part 7 (commencing at Section 15480) of Division 3 of Title 2 of the Government Code, relating to the organization of the State Government, providing for the creation of a Department of Banking and Commerce.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Kraft, Robert I. McCarthy, Montgomery, Richards, Short, Teale, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2659—An act to add Section 75034 to the Government Code, relating to the retirement of judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Christensen, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2668—An act to amend Section 1 of Chapter 1076 of the Statutes of 1947, relating to tidelands and submerged lands in San Luis Obispo County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Short, Teale, Thompson, and Williams—30.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1779—An act to amend Sections 471, 471.5, 552, and 577 of the Vehicle Code, relating to stop signs.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2227—An act to amend Section 5248 of the Streets and Highways Code, relating to local improvement proceedings.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Brown, Burns, Byrne, Christensen, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Short, Teale, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 711—An act to amend Section 24406 of the Education Code, relating to community recreation.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

President of the Senate Presiding

At 4.15 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Assistant Secretary Jack W. Bybee at the Desk

Assembly Bill No. 2229—An act to amend Section 19251 of the Streets and Highways Code, relating to highway lighting districts.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1505—An act to amend Section 1065 of the Fish and Game Code, and Sections 8151 and 8152 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to sardines, declaring the urgency thereof, to take effect immediately.

Motion to Re-refer Assembly Bill No. 1505

Senator Farr moved that Assembly Bill No. 1505 be re-referred to Committee on Fish and Game.

Motion carried.

Assembly Bill No. 2225—An act to amend Sections 5024 and 5101 of, and to add Sections 5101.1 and 5101.2 to, the Streets and Highways Code, relating to local improvement proceedings.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2993—An act to amend Sections 172, 172a, 172b, and 172d of the Penal Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1575—An act to add Section 19175.1 to the Government Code, relating to restoring names to state civil service lists.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1484—An act to amend Section 476 of the Vehicle Code, relating to traffic signals.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3032—An act to amend Section 542 of the Code of Civil Procedure, relating to the manner in which property is attached.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 685—An act to amend Section 10505 of the Insurance Code, relating to life and disability insurance.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 858—An act to repeal Section 6814 of; and to amend Sections 6815, 6816, and 6822 of, the Education Code, relating to days of attendance in elementary and high schools, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 469—An act to amend Section 1029 of the Education Code, relating to liability insurance of school districts, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 994—An act to repeal Sections 32363 and 32364 of, and to amend Sections 31727.4, 31786, and 31787 of the Government Code, relating to retirement of county employees.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly April 11, 1957, after "Sections", insert "31621".

Amendment No. 2

On page 1, between lines 17 and 18, insert

"Sec. 1.5. Section 31621 of said code is amended to read:

31621. The normal rates of contribution except for members covered by Article 6.8 shall be such as will provide an average annuity at age 60 equal to one one-hundred-twentieth of the final compensation of members not covered by Article 6.8, according to the tables adopted by the board of supervisors; for each year of service rendered after entering the system *plus an additional amount sufficient to cover one-half of the benefits provided by Sections 31727.4, 31781.1, 31786, and 31787.*"

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2714—An act to amend Section 5418 of the Public Resources Code, relating to dissolution of recreation, park, and parkway district, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2718—An act to add Section 5418.5 to the Public Resources Code, relating to dissolution of recreation, park and parkway districts, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1047—An act to amend Sections 34311 and 34326 of, and to add Sections 34314.5 and 34322.5 to the Government Code, relating to cities, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Grunsky.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 795

Senator Cunningham moved that Senate Bill No. 795 be withdrawn from Committee on Natural Resources for purpose of amendment, and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 795—An act to add Section 6830.5 to the Public Resources Code, relating to oil and gas.

Bill read second time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 6830.5 to", and insert "amend Sections 6827, 6829.1, 6834, 6871.4 and 6873.2 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, lines 1 and 2, strike out "6830.5 is added to the Public Resources Code, to read:", and insert "6827 of the Public Resources Code is amended to read:

6827. Leases for the extraction and removal of oil and gas deposits may be made by the commission to the highest qualified bidder, or joint bidders, as provided in this chapter. Such a lease shall include all oil and gas deposits in the leased land and be for a term of 20 years and for so long thereafter as gas or oil is produced in paying quantities from the leased land, or lessee shall be diligently conducting producing, drilling, deepening, repairing, redrilling or other necessary lease or well maintenance operations on the leased land. Any lease heretofore issued under this chapter for a term of 20 years, or any renewal or extension thereof, may at any time or times prior to its expiration be extended upon such terms and conditions and for such period of time as the commission deems for the best interests of the State or as the Legislature may provide; provided further, that upon the lessee's timely application therefor the commission may issue a new lease in exchange for any lease issued for a term of 20 years, or any renewal or extension thereof; such new lease shall be issued at the same royalty and upon the same terms and conditions as the lease for which it is exchanged, unless the commission and the lessee shall otherwise agree, except that the term of such exchange lease shall be for a term of five years and for so long thereafter as oil or gas is produced in paying quantities, or lessee shall be conducting producing, drilling, deepening, repairing, redrilling or other necessary lease or well maintenance operations on the leased land.

When the state tide and submerged lands are offered for lease by the commission, unless the commission determines that such lands are [lands not] within the known geologic structure[, as determined by the commission,] of a producing oil or gas field at the date of issuance by the commission of an invitation to bid for an oil or gas lease thereon, the commission shall specify a flat-rate royalty to be paid under such lease of [12½] 16½ percent in kind, or of [12½] 16½ percent of the current market price or the price received for the production removed or sold from the leased land, subject to an allowance for oil treatment and dehydration of not to exceed five cents (\$0.05) per net barrel for the royalty oil and shall specify a flat royalty of 10 percent of the current gross market value or price received for all dry gas, natural gasoline, and other products extracted and saved from the gas produced from the leased land, except gas used for lease use or reinjection in state lands, and an annual rental payment in advance of not to exceed one dollar (\$1) for each acre of the land subject to the lease at the rental date. Unless the commission decides to reject all bids pursuant to Section 6836, the lease of the parcel or tract which is the subject of the bid shall be awarded to the qualified bidder who undertakes to pay the highest cash bonus in addition to satisfying the royalty and rental requirements and all other provisions of the lease.

When state lands, including tide and submerged lands, offered for lease by the commission are lands within the known geologic structure, as determined by the

days written notice thereof to the city or county, or both such city and county, making such request, and to the Department of Natural Resources, and shall publish such notice. The commission in its discretion and irrespective of any such requests may hold such hearings as it shall determine. Published notices shall be given in the manner prescribed in Section 6834 of this chapter.

[Within thirty (30) days] *As soon as practicable* after such hearing the commission shall determine to offer the land for lease, as provided under Sections 6871.3, 6872 and 6872.1, unless the commission shall determine that the issuance of a lease as to all or a part of such land would result in an impairment or interference with the developed shore line recreational or residential areas adjacent to the proposed leased acreage, or the commission may determine to offer such land for lease as to all or a part thereof and include in the offer for lease such reasonable rules and regulations which, in the opinion of the commission, are necessary for the exploration, development, and operation of said lease in a manner which will not impair or interfere with said developed shore line recreational or residential areas; provided, however, that no tide or submerged lands shall be offered for lease under any conditions, rules, or regulations which will result in a discrimination between bidders as prohibited by Section 6874.

The commission in determining whether the issuance of such lease or leases would result in such impairment or interference with the developed shore line, recreational or residential areas adjacent to the proposed leased acreage or in determining such rules and regulations as shall be necessary in connection therewith shall at said hearing receive evidence upon and consider whether such proposed lease or leases would

(a) Be detrimental to the health, safety, comfort, convenience, or welfare of persons residing in, owning real property, or working in the neighborhood of such areas;

(b) Interfere with the developed shore line, residential or recreational areas to an extent that would render such areas unfit for recreational or residential uses or unfit for park purposes;

(c) Destroy, impair, or interfere with the esthetic and scenic value of such recreational, residential or park area;

(d) Create any fire hazard or hazards, or smoke, smog or dust nuisance, or pollution of waters surrounding or adjoining said areas.

Authority to hold the hearings provided in this section may be delegated by the commission to its officers or employees."

Amendment No. 3

On page 1, strike out lines 3 to 13, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, MAY 10, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 415

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 415

Senator Breed moved that Senate Bill No. 415 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 415—An act to amend Sections 110, 753, 1059, 1831, 1834, 1838, and 1839 of, to renumber and amend Sections 755, 756, 757, 758, 759, 760, and 1840 of, and to add Sections 110.1, 1832, 1833, 1836, 1837, and 1840 to, and to repeal Sections 754, 1832, 1833, 1836, 1837, 1841, 1904, 1905, 1906, 1907, 1908, 2001, 2002, 2003, 2004, and 2005 of the Revenue and Taxation Code, relating to property taxation

and the allocation of state funds, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

In line 7 of the title of the printed bill, as amended in Senate April 29, 1957, strike out "110.1".

Amendment No. 2

On page 2, strike out lines 24 to 27, inclusive.

Amendment No. 3

On page 2, line 28, strike out "4", and insert "3".

Amendment No. 4

On page 2, line 32, strike out "SEC. 5", and insert "SEC. 4".

Amendment No. 5

On page 2, line 39, strike out "SEC. 6", and insert "SEC. 5".

Amendment No. 6

On page 2, line 49, strike out "SEC. 7", and insert "SEC. 6".

Amendment No. 7

On page 3, line 19, strike out "SEC. 8", and insert "SEC. 7".

Amendment No. 8

On page 3, line 38, strike out "SEC. 9", and insert "SEC. 8".

Amendment No. 9

On page 3, line 45, strike out "SEC. 10", and insert "SEC. 9".

Amendment No. 10

On page 3, line 49, strike out "SEC. 11", and insert "SEC. 10".

Amendment No. 11

On page 4, line 22, after "counties", insert "which shall start not sooner than the third Monday in July following the lien date of the last equalized roll and which shall be completed not later than June 30th of the subsequent year".

Amendment No. 12

On page 4, between lines 22 and 23, insert

"No property shall be used as a sample pursuant to this section more frequently than once every four years."

Amendment No. 13

On page 4, line 23, strike out "SEC. 12", and insert "SEC. 11".

Amendment No. 14

On page 4, line 31, after the period, insert "The board shall also give the assessor and, upon request, the assessee a reasonable opportunity to examine and discuss its determination of the market value of any property as to which it has made such an appraisal."

Amendment No. 15

On page 4, line 32, strike out "SEC. 13", and insert "SEC. 12".

Amendment No. 16

On page 4, strike out lines 41 to 44, inclusive, and insert "erty. The estimate shall be completed on or before the March 31 which immediately follows the completion of a survey made pursuant to Section 1821, and immediately thereafter a statement of the estimate shall be given to the county assessor."

Amendment No. 17

On page 4, line 45, strike out "SEC. 14", and insert "SEC. 13".

Amendment No. 18

On page 4, strike out lines 46 to 51, inclusive, and insert "1834. On or before July 15th of each year the board shall determine the relationship between the total assessed value of the tangible property on the current local

roll of each county and make its estimate of total market value. The board shall transmit promptly to the county assessor and to the board of supervisors of each county a notice of its determination."

Amendment No. 19

On page 5, line 14, strike out "SEC. 15", and insert "SEC. 14".

Amendment No. 20

On page 5, line 20, strike out "1833", and insert "1834".

Amendment No. 21

On page 5, line 29, strike out "1833", and insert "1834".

Amendment No. 22

On page 5, line 39, strike out "1959", and insert "1960".

Amendment No. 23

On page 5, line 39, strike out "45", and insert "40".

Amendment No. 24

On page 5, line 40, strike out "1960", and insert "1961".

Amendment No. 25

On page 5, line 40, strike out "44", and insert "40".

Amendment No. 26

On page 5, line 41, strike out "1961", and insert "1962".

Amendment No. 27

On page 5, line 41, strike out "43", and insert "39".

Amendment No. 28

On page 5, line 42, strike out "1962", and insert "1963".

Amendment No. 29

On page 5, line 42, strike out "42", and insert "39".

Amendment No. 30

On page 5, line 43, strike out "1963", and insert "1964".

Amendment No. 31

On page 5, line 43, strike out "41", and insert "38".

Amendment No. 32

On page 5, line 44, strike out "1964", and insert "1965".

Amendment No. 33

On page 5, line 44, strike out "40", and insert "37".

Amendment No. 34

On page 5, line 45, strike out "1965", and insert "1966".

Amendment No. 35

On page 5, line 45, strike out "39", and insert "36".

Amendment No. 36

On page 5, line 46, strike out "1966", and insert "1967".

Amendment No. 37

On page 5, line 46, strike out "38", and insert "35".

Amendment No. 38

On page 5, line 49, strike out "1967", and insert "1968".

Amendment No. 39

On page 5, line 52, strike out "1833", and insert "1834".

Amendment No. 40

On page 6, line 2, strike out "1833", and insert "1834".

Amendment No. 41

On page 6, line 6, strike out "16", and insert "15".

Amendment No. 42

On page 6, line 19, strike out "1967", and insert "1968".

Amendment No. 43

On page 6, line 20, strike out "1967", and insert "1968".

Amendment No. 44

On page 6, line 25, strike out "17", and insert "16".

Amendment No. 45

On page 6, line 37, strike out "1833", and insert "1834".

Amendment No. 46

On page 7, line 1, strike out "Sec. 18", and insert "Sec. 17".

Amendment No. 47

On page 7, line 18, strike out "19", and insert "18".

Amendment No. 48

On page 7, line 27, strike out "20", and insert "19".

Amendment No. 49

On page 7, line 32, strike out "21", and insert "20".

Amendment No. 50

On page 7, line 35, strike out "22", and insert "21".

Amendment No. 51

On page 7, line 43, strike out "23", and insert "22".

Amendment No. 52

On page 7, line 51, strike out "24", and insert "23".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Elections**

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Chairman of the Committee on Elections, to which was referred:

Senate Bill No. 425

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND SENATE BILL NO. 425

Senator John F. McCarthy moved that Senate Bill No. 425 be amended and re-referred to Committee on Elections.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 425—An act to amend Section 5699.1 of the Elections Code, relating to elections.

Bill read second time.

Motion to Amend

Senator John F. McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 5699.1 of the Elections", and insert "add Sections 6360 and 7401.5 to, and to amend Section 7721 of, the Education".

Amendment No. 2

In line 2 of the title, after "to", insert "school district".

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 6360 is added to the Education Code, to read:

6360. Notwithstanding any provision of law to the contrary, no election for the purpose of increasing or decreasing any maximum tax rate for any school district shall be held within 90 days of a state-wide election unless consolidated therewith.

SEC. 2. Section 7401.5 is added to said code, to read:

7401.5. Notwithstanding any provision of law to the contrary, no election shall be held pursuant to this chapter within 90 days of a state-wide election unless consolidated therewith.

SEC. 3. Section 7721 of said code is amended to read:

7721. The election by a school district upon the acceptance, expenditure, and repayment of an apportionment prescribed by Section 7719 may be called and held either before or after the making of an apportionment, *except that no such election shall be held within 90 days of a state-wide election unless consolidated therewith.*"

Amendment No. 4

On page 1, strike out lines 2 to 8, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 879

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 879

Senator Short moved that Senate Bill No. 879 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 879—An act to add Section 1080.11 to the Agricultural Code, relating to use of 2,4-D and other injurious herbicides.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "to add Section 1080.11 to the Agricultural Code," and insert "making an appropriation to the University of California for the purpose of making a study and investigation".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. There is hereby appropriated to the University of California from the General Fund in the State Treasury the sum of twenty-five thousand dollars (\$25,000), or so much thereof as may be necessary, for expenditure in studying the causes and methods of prevention of symptoms of 2,4-D and similar injurious herbicides on grapevines, cotton, tomatoes and other sensitive crops as a result of the application of such herbicides for weed control."

Amendment No. 3

On page 1, strike out lines 2 to 29, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 231

Senate Bill No. 1296

Senate Bill No. 389

Senate Bill No. 1603

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 231

Senator Busch moved that Senate Bill No. 231 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 231—An act to amend Section 1526 of the Penal Code, relating to examination by a magistrate of the complainant and any supporting witnesses before issuance of a search warrant.

Bill read second time.

Motion to Amend

Senator Busch moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Senate April 18, 1957, after "their", strike out "affidavits".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 389

Senator Cunningham moved that Senate Bill No. 389 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 389—An act to amend Section 1199.2 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read second time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1199.2", and insert "1181".

Amendment No. 2

On page 1, strike out lines 1 to 9, inclusive, and insert

"SECTION 1. Section 1181 of the Code of Civil Procedure is amended to read: 1181. Mechanics, materialmen, contractors, subcontractors, artisans, architects, registered engineers, licensed land surveyors, machinists, builders, teamsters and

draymen, and all persons and laborers of every class performing labor upon or bestowing skill or other necessary services on, or furnishing materials to be used or consumed in, or furnishing appliances, teams, or power contributing to, the construction, alteration, addition to, or repair, either in whole or in part, of, any building, structure, or other work of improvement shall have a lien upon the property upon which they have bestowed labor or furnished materials or appliances for the value of such labor done or materials furnished and for the value of the use of such appliances, teams, or power, whether done or furnished at the instance of the owner or of any person acting by his authority or under him, as contractor or otherwise."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1296

Senator Dolwig moved that Senate Bill No. 1296 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1296—An act to add Section 682.2 of the Code of Civil Procedure, relating to writ of execution proceedings.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 15, 1957, after "682.2", insert "to and to amend Section 1033.7".

Amendment No. 2

On page 1, line 10, strike out "costs and".

Amendment No. 3

On page 1, after line 12, insert

"SEC. 2. Section 1033.7 of said code is amended to read:
1033.7. In superior courts, municipal courts, and justice courts, the judgment creditor claiming costs consisting of one or more of the following items:

- (a) Statutory fees for preparing or issuing an abstract of judgment;
- (b) Statutory fees for recording, receiving, or filing an abstract of judgment;
- (c) Statutory fees for issuing a writ of execution, a writ of restitution, a writ of possession, a writ of prohibition, or any writ for the enforcement of any order or judgment;
- (d) Statutory fees for issuing an order of sale;
- (e) Statutory fees (including mileage) of sheriffs, constables, or marshals in connection with serving, executing or levying any writ or making return; for keeping or caring for property held by virtue thereof;
- (f) Costs or disbursements incurred in connection with any proceeding supplementary to execution which have been approved as to necessity, propriety, and amount by the judge or referee conducting the same in his order upon such proceeding;

must serve upon the adverse party either personally or by mail and file at any time or times not more than six months after such item has been incurred, and prior to the time the judgment is fully satisfied, a memorandum of the items of his such costs and necessary disbursements, which memorandum must be verified by the oath of the party or his attorney or agent, or by the clerk of his attorney, stating that to the best of his knowledge and belief the items are correct and that they have been necessarily or reasonably incurred in the action or proceeding. A party dissatisfied with the costs claimed may, within five days after the service of a copy of the bill of costs, file a motion to have the same taxed by the court in which the judgment was rendered or by the judge thereof at chambers.

In superior courts, municipal courts, and justice courts a judgment creditor claiming costs or necessary disbursements reasonably incurred in aid of the collection of such judgment or of any execution issued thereon; other than those heretofore specified; including items which have been disallowed by the judge or referee in the supplemental proceeding, must serve the adverse party either personally or by mail and file at any time or times not more than six months after such item has been incurred, and prior to the time the judgment is fully satisfied, a notice of motion for an order allowing the same, specifying the items claimed and the

amount thereof, and supported by an affidavit of the party or his attorney or agent, or by the clerk of his attorney, stating that to the best of his knowledge and belief the items are correct, and showing that the costs have been reasonable, and the disbursements reasonably and necessarily incurred. The court or judge hearing such motion shall make such order respecting the costs or disbursements so claimed as the circumstances justify, allowing the same in whole or in part, or disallowing the same.

Within two days after the said costs are tried or ascertained, or after the time for making a motion to tax the same shall have expired, the clerk or judge shall enter the amount thereof on the margin of the judgment, and thereafter they shall be included, together with the amount of the fee charged for issuance thereof, in any execution issued upon such judgment.

If a judgment creditor wishes to claim interest accruing after judgment not included in the judgment pursuant to Section 1033, he must include the amount of such interest in the memorandum of costs provided for by this section."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1603

Senator Abshire moved that Senate Bill No. 1603 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1603—An act to amend Sections 11517 and 11519 of, and to repeal Section 11521 of, the Government Code, relating to administrative procedure.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 8, 1957, strike out lines 10, 11, and 12, and insert "shall prepare a decision in writing which shall contain findings of fact, a determination of the issues presented and the penalty, if any, and shall unless waived by the parties contain a summary of the evidence received and relied upon".

Amendment No. 2

On page 1, line 21, strike out "in an appeal from the decision".

Amendment No. 3

On page 1 strike out lines 23 to 25, inclusive, and insert "The extended time may not exceed 60 additional days, except as provided by the provisions of Section 595 of the Code of Civil Procedure.

If such exceptions are not filed within 30 days after the service of the decision of the hearing officer the agency itself may".

Amendment No. 4

On page 2, strike out lines 3 to 26, inclusive, and insert "itself for further proceedings. If such exceptions are filed, the agency itself shall within 30 days thereafter take action upon the record. Upon filing of exceptions a party may request agency action on the record including transcripts of specified portions thereof as designated by such party in the manner provided by Section 11523 of this act. No agency action other than as hereinabove described may be taken except upon the record including the transcript of the specified portions thereof, or, if by removal of the case, by the agency itself on the entire transcript with or without taking additional evidence, or by referring the case to the same or another hearing officer to take additional evidence.

Notice of any agency action shall be served on the parties in the case and their attorneys of record.

Where any agency action herein prescribed cannot be taken by the agency itself pending a meeting thereof, the time for taking such action by the agency itself may be extended by the executive officer of such agency to begin on the day of such next succeeding meeting upon written notice to each party and his attorney of record.

If the case is so assigned to a hearing officer he shall prepare a decision based upon the additional evidence and the record of the prior hearing. A".

Amendment No. 5

On page 2, between lines 33 and 34, insert "If no action other than reduction of penalty or correction of clerical errors is taken by the agency itself within the respective time periods prescribed, the exceptions will be deemed rejected and the petition denied, and the decision shall be the decision of the agency."

Amendment No. 6

On page 2, strike out lines 36 and 37, and insert "after it becomes final as provided in subdivision (b) of Section 11517 unless: The agency itself orders that the".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 2288

Assembly Bill No. 2341

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2288

Senator Miller moved that Senate Bill No. 2288 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2288—An act to amend Section 29091 of the Government Code, relating to the budgets of counties and local governmental units.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 29091 of the Government Code", and insert "Sections 29040, 29067, 29068, 29069, 29070, 29071, 29073, 29074, 29080, 29091, and 29171 of the Government Code and Sections 6301, 6302, 6304, 6305, 6306, 6334, 6352, and 6361 of the Education Code".

Amendment No. 2

In line 2 of the title, strike out "the budgets of counties and local governmental units", and insert "county, city, and district finance, budgets, and property taxes".

Amendment No. 3

On page 1, line 1, strike out "29091", and insert "29040".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, after line 2, insert "29040. On or before [July] April 10th in each year as the board directs, each county official or person in charge of any office, department, service, institution, or district of the county, including officers of justice court districts, the judges of any

court of record, and the executive head of each special district whose affairs and funds are under the supervision and control of the board or for which the board is ex officio the governing body, except irrigation and reclamation districts, and other districts for which a tax levy is not carried on the regular county assessment roll, shall file with the county auditor an itemized estimate of anticipated revenue and expenditures.

SEC. 2. Section 29067 of said code is amended to read:

29067. The total amount of emergency appropriations made and estimated to be made during the [last completely] current fiscal year shall be set forth separately with a statement showing the amount issued and estimated to be issued for each emergency. *This statement shall become a part of, and incorporated in, the completed budget filed with the board and the State Controller. It shall include all emergency appropriations made during the fiscal year next preceding the year to which the budget applies.*

SEC. 3. Section 29068 of said code is amended to read:

29068. A list of appropriations canceled or to be canceled shall be set forth, with the amount of each. *This list shall become a part of, and incorporated in, the completed budget filed with the board and the State Controller. It shall include all appropriations canceled during the fiscal year next preceding the year to which the budget applies.*

SEC. 4. Section 29069 of said code is amended to read:

29069. A list showing each appropriation made from the unappropriated reserve or reserves and the amount or amounts thereof shall be set forth. *This list shall become a part of, and incorporated in, the completed budget filed with the board and the State Controller and shall include all appropriations made from the unappropriated reserve or reserves during the fiscal year next preceding the year to which the budget applies.*

SEC. 5. Section 29070 of said code is amended to read:

29070. The tabulation shall be submitted by the auditor to the clerk of the board on or before [July 30th] *April 30th* of each year, as the board directs.

SEC. 6. Section 29071 of said code is amended to read:

29071. Upon receipt of the tabulation the board shall consider it in detail, and, on or before [August] *May 10th* of each year, at such time as it directs, shall make, except as otherwise provided in this chapter, any revisions, reductions, or additions therein that it deems advisable to make the budget conform to its judgment and conclusion as to a proper financial program for the budget period. The estimate submitted by any official or person shall not be increased or reduced until he has had a hearing thereon before the board.

SEC. 7. Section 29073 of said code is amended to read:

29073. On or before [August] *May 10th* in each year, as the board directs, the preliminary budget shall be printed or otherwise reproduced in full in pamphlet form. A sufficient number of budget pamphlets shall be provided so that each taxpayer who desires may obtain one. A copy shall immediately be forwarded to the State Controller by the auditor.

SEC. 8. Section 29074 of said code is amended to read:

29074. On or before [August] *May 10th* of each year, the board shall publish a notice once in a newspaper of general circulation throughout the county, stating that: (a) the preliminary budget pamphlets are available to taxpayers requesting them, (b) on a date stated in the notice, not less than 10 days after the budget pamphlets are available, and at a time and place also stated in the notice, the board will meet for the purpose of fixing the final budget and any taxpayer may appear thereat and be heard regarding the increase, decrease, or omission of any item of the budget or for the inclusion of additional items.

SEC. 9. Section 29080 of said code is amended to read:

29080. On or before [August] *May 20th* of each year, as the board directs, it shall meet at the time and place designated in the published notice, at which meeting any taxpayer may appear and be heard regarding the increase, decrease, or omission of any item of the budget or for the inclusion of additional items.

SEC. 10. Section 29091 of said code is amended to read: "

Amendment No. 5

On page 1, line 4, strike out "August 30th", and insert "June 1st".

Amendment No. 6

On page 1, line 7, strike out "be", and insert "by".

Amendment No. 7

On page 1, after line 10, insert

"SEC. 11. Section 29171 of said code is amended to read:

29171. For the sole purpose of making possible printing or mimeographing of a proposed expenditure program of money collected through county and district tax levies and to make possible a ready analysis of such tax levies by the taxpayers and officials of the county, the governing board of each school district shall submit to

the county on or before [July] April 20th, through the county superintendent of schools in the manner prescribed by law and on forms prescribed by the Department of Education, an itemized statement of the revenues and expenditures of the district for the school year beginning July 1st. The estimate shall not be made a part of any tabulation or budget prepared under this chapter and neither the estimate nor any school district officer or employee is subject to any section of this chapter other than this section.

SEC. 12. Section 6301 of the Education Code is amended to read:

6301. (a) On or before the first day of [July] April in each year, the governing board of each school district shall file with the county superintendent of schools a tentative budget showing all the purposes for which the school district will need money and the estimated amount of money that will be needed for each purpose for the ensuing fiscal year. These purposes shall be classified to set forth the data by functions and objects of expenditure within the major classifications of administration, instruction, operation of plant, maintenance of plant, auxiliary services, community services, capital outlay, and such additional major classifications as may be prescribed by the Superintendent of Public Instruction and expenditures proposed to be made from bonds or other income not yet authorized. Within the major classifications of administration, instruction, operation of plant, maintenance of plant, auxiliary agencies, and community services there shall be set forth as separate entries the amount of proposed expenditures for salaries and wages and maintenance and operation and such additional intermediate classification as may be prescribed by the Superintendent of Public Instruction. Proposed capital outlay appropriations shall be set forth by land, building, and equipment classifications. Wherever a district has a special accumulative building fund, as provided in Article 4 of Chapter 8 of this division, the amount *which the board estimates will be* in such fund at the end of the [last preceding] current fiscal year, and the amount to be added during the ensuing fiscal year, shall be shown.

(b) The tentative budget shall also contain an amount to be known as the general reserve in such sum as the governing board may deem sufficient, for the next succeeding fiscal year, to meet the cash requirements to which the district's credit may be legally extended for that portion of said next succeeding fiscal year until adequate proceeds of the taxes levied for, or apportionment of state funds made to, the district during such succeeding fiscal year are available to the district.

(c) The tentative budget may also contain an amount to be known as the undistributed reserve. The funds in the undistributed reserve shall be available for appropriation by a two-thirds vote of the members of the governing board, to cover expenditures that have not been provided for or that may have been insufficiently provided for, or for unforeseen requirements as they may arise.

SEC. 13. Section 6302 of said code is amended to read:

6302. (a) From the records of the county auditor, the county superintendent of schools shall secure the cash balances of the district or shall make estimates thereof if information on actual cash balances is not available, and shall enter these, as well as the estimated expenditures for the [last preceding] current fiscal year; these estimated expenditures shall be set forth for comparison with the estimated requirements of the district in the order by functions as prescribed in Section 6301(a). The cash balances shall be segregated to show separately the amounts derived by receipts from bond sales and gifts or donations by reason of bond sales. The tentative budget also shall show estimated apportionments from the State School Fund, and from state and federal sources for vocational education, vocational rehabilitation, or for other purposes for the ensuing fiscal year. The actual income from these sources for the [last preceding] current fiscal year also shall be shown.

(b) In addition to the above information the governing board shall furnish the county superintendent of schools with an estimate of the revenues from sources other than taxes on property anticipated during the *ensuing fiscal year* from the secured roll of the equalized assessment roll of the district for the year to which the budget is intended to apply, and the sources whence derived, compared with the estimated receipts from the same sources for the [last preceding] current fiscal year. Should the governing board fail to provide this information, it shall be supplied by the county superintendent of schools from his own records.

(c) The governing board shall compute the income to be derived from property contained in the unsecured roll of the equalized assessment roll of the district for the year as follows:

The board shall deduct an amount not to exceed 10 percent from the unsecured roll of the equalized assessment roll of the district for the year prior to the year for which the budget is to apply, using the tax rate of the district for the year prior to the year for which the budget is to apply.

SEC. 14. Section 6304 of said code is amended to read:

6304. The county superintendent of schools shall examine the tentative budget and after indicating thereon such changes as he deems desirable or necessary, shall return the tentative budget to the governing board on or before the [15th] twentieth day of [July] April, adding such information as is necessary to determine the amounts necessary to be raised by taxes on property for the year to which the budget is intended to apply.

SEC. 15. Section 6305 of said code is amended to read:

6305. The governing board shall make such changes in the tentative budget as it deems desirable or necessary, and said tentative budget, with such revisions, additions, and changes as have been made therein as provided in this article, shall constitute the publication budget for the period to which it is intended to apply. The publication budget shall be returned to the county superintendent of schools not later than the [twentieth] *thirtieth* day of [July] *April*. A copy of all publication school budgets shall be sent to the county auditor in such form.

SEC. 16. Section 6306 of said code is amended to read:

6306. (a) On or before the [eighth] day of August, or on or before the tenth day of August in the case of a school district in which there is an average daily attendance of more than 10,000] *first day of June*, the governing board of each school district in which a public hearing is required in Section 6334 of this code shall finally adopt and file such budget with the county superintendent of schools, the county auditor, the county board of supervisors, and the Superintendent of Public Instruction. In the case of districts which are not required to hold a public hearing, the publication budget as approved by the governing board shall be filed with the county superintendent of schools, the county auditor, the county board of supervisors, and the Superintendent of Public Instruction immediately after its approval.

(b) The county superintendent of schools shall approve the adopted budget for each school district as officially adopted and submitted by its governing board and, not later than the [fifteenth] day of August] *tenth day of June*, shall file one copy of the adopted budget of each school district with the board of supervisors, one copy with the auditor of his county, and one copy with the Superintendent of Public Instruction, together with a statement showing the amount of school district taxes required by each school district of the county.

(c) *After the budget for a school district has been filed with the county auditor as prescribed in this section, he shall not permit any change to be made therein that will alter the amount of money which must be provided by a school district tax.*

SEC. 17. Section 6334 of said code is amended to read:

6334. Except in districts where no district tax is levied and in elementary districts employing but one teacher, the publication budget for the ensuing school year to which it is intended to apply, showing the functions and objects of expenditure, cash balances, and all the appropriations from the State as required to be tabulated in Sections 6301-6302 of this code for the ensuing and last preceding fiscal year, and the district tax requirement for the school year to which the publication budget is intended to apply and for the last preceding school year, shall be published by the county superintendent of schools at least once in a newspaper of general circulation published within the district, or if there is no newspaper in the district, then in a newspaper published nearest to the district, prior to its adoption. The cost of the publication shall be a proper and legal charge against the school district or districts for which the publication is made, and shall not exceed the rate fixed by the board of supervisors for official advertising. Publication shall be made during the [last] *second* week in [July] *May* of each year, and shall contain a notice that a public hearing will be held before the governing board of the school district, in a schoolhouse in the district, or in some other place conveniently accessible to the residents of the district, during the [first] *third* week [of August] *in May*, at which any taxpayer in the district may appear and object to the proposed budget or any item of the budget. The hearing may be concluded on such publication budget when there are no requests on file for further hearing. The budget shall not be finally adopted by the governing board of the district until after the public hearing has been held.

SEC. 18. Section 6352 of said code is amended to read:

6352. He shall determine this amount by deducting from the total estimated needs of the school district as shown by its budget the total estimated income of the school district from all sources other than a school district tax for the [current] *ensuing* school year as estimated in the budget. The remainder, if any, shall be the minimum amount of the school district tax to be levied by the board of supervisors for the particular school district.

SEC. 19. Section 6361 of said code is amended to read:

6361. All income accruing to the school district in excess of the amounts required to finance the total proposed expenditures, including transfers to other school districts and funds, as shown in the budget of the school district shall be added to the general reserve of the school district, and shall not be available for appropriation by the school district for the [current] fiscal year *to which the budget is applicable* except by the following procedure. The governing board of the school district shall by formal action of the board, pass a resolution setting forth the need according to major classification of school district expenditures to be met from any portion of the general reserve derived from assured income in excess of the total amount anticipated in the budget. The resolution shall be submitted to the county superintendent of schools. If the resolution is approved by the county superintendent of schools it shall, if it involves a sum in excess of one thousand dollars

(\$1,000), be published in the same manner as the budget of the school district concerned is published. Upon the approval of the resolution and, where its publication is required, following its publication, the amount named in the resolution shall be appropriated to the major classification or classifications from the general reserve as set forth in the resolution.

The county superintendent of schools shall approve any resolution for the appropriation of income provided from state or federal sources for emergency needs of the school district to the extent that such income was not anticipated in the budget of the school district. Nothing in this section shall be construed to authorize the appropriation for current year purposes of income which would deplete the general reserve for the next succeeding fiscal year as provided in the budget of the school district.

On the first day of July of each year, the general reserve together with unexpended balances of appropriations and income in excess of anticipated income for the preceding fiscal year shall be placed to the credit of the school district, and [the school district shall include] all moneys so credited [in the balance shown in] *shall automatically become subject to the budget for the [ensuing] fiscal year then commencing.*

SEC. 20. If any change in time made by this act for doing any act or for incurring any obligation results in any inconsistency with the time prescribed in any other provision of law for doing any act or for incurring any obligation, then the time prescribed in such other provision shall be deemed to be so changed as to be consistent with this act.

SEC. 21. This act shall become operative on the first day of the calendar year next succeeding that during which it takes effect."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 2341

Senator Gibson moved that Assembly Bill No. 2341 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2341—An act to amend Sections 5410.5, 5652 and 5654 of, to add Sections 5410.55, 5410.56, 5410.9, 5410.10, 5410.11, 5410.12, 5410.13, 5410.14, 5410.15, 5652.2 and 5652.3 to, and to repeal Section 5655 of, the Public Resources Code, relating to park, recreation and parkway districts and recreation, park and parkway districts.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 14, after "coincide", insert "and be consolidated".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1759

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 1759

Senator Miller moved that Senate Bill No. 1759 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1759—An act creating the California Commission on Intergovernmental Relations, prescribing its duties and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in Senate April 18, 1957, strike out "commission", and insert "Governor, on recommendation of the commission,".

Amendment No. 2

On page 1, line 17, strike out "employ", and insert "appoint".

Amendment No. 3

On page 1, line 22, strike out "; in accordance with law", and insert "Such persons so appointed shall be dismissed by the Governor on recommendation of the commission."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 2273

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 2273

Senator Desmond moved that Senate Bill No. 2273 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2273—An act to amend Section 33267 of the Health and Safety Code, relating to community redevelopment and the acquisition and disposition of property therefor.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 33267 of", and insert "add Section 33019 to, and to amend Sections 33201, 33202, 33236, 33267, 33268, 33272, 33701, 33702, 33709, 33730, 33731, 33732, and 33746 of."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 20, inclusive, and insert

"SECTION 1. Section 33019 is added to the Health and Safety Code, to read:

33019. "Owner" includes any person or persons having any right, title or interest in or to real property, and includes the successor or successors in interest of such person or persons.

SEC. 2. Section 33201 of said code is amended to read:

33201. An agency shall not transact any business or exercise any powers under this part unless, by resolution, the legislative body declares that there is need for an agency to function in the community, *and unless, thereafter, said resolution is approved by the affirmative vote of two-thirds of the voters of the community, voting at an election called for that purpose. The election shall be called by the legislative body and held and conducted in the same manner as general city elections.*

SEC. 3. Section 33202 of said code is amended to read:

33202. In any proceeding involving the validity or enforcement of, or relating to, any contract by an agency, the agency is conclusively deemed to have been established and authorized to transact business and exercise its powers upon proof of the adoption of such a resolution *and its approval by the voters of the community.*

SEC. 4. Section 33236 of said code is amended to read:

33236. No agency or community officer or employee who in the course of his duties is required to participate in the formulation of or to approve plans or policies for the redevelopment of a project area shall acquire any interest in any property included within a project area within the community. *Nor shall any such officer or employee have any direct or indirect financial interest in any company, corporation or institution which loans funds to or purchases or underwrites any bonds or other obligations of an agency pursuant to Chapter 5 of this part. If any such officer or employee owns or has any direct or indirect financial interest in such property, or in such company, corporation or institution, he shall immediately make a written disclosure of it to the agency and the legislative body which shall be entered on their minutes. Failure to do so [disclose] constitutes misconduct in office.*

SEC. 5. Section 33267 of said code is amended to read:

33267. Within the redevelopment area or for purposes of redevelopment an agency may:

(a) Purchase, lease, obtain option upon, acquire by gift, grant, *devise*, bequest, [devise,] or otherwise, any real or personal property, any interest in property, and any improvements on it, *except as herein otherwise provided.*

(b) Acquire real property by eminent domain. *Provided, however, that nothing in this part shall be construed to authorize or empower an agency to acquire any interest in oil, gas, minerals or other hydrocarbon substances five hundred feet beneath the surface of the land without the consent of the owner of such oil, gas, minerals or other hydrocarbon substances.*

(c) Clear buildings, structures, or other improvements from any real property. [acquired] *required to be cleared under a redevelopment plan.*

(d) Sell, lease, exchange, subdivide, transfer, assign, pledge, encumber by mortgage, deed of trust, or otherwise, or otherwise dispose of any real or personal property or any interest in property.

(e) Insure or provide for the insurance of any real or personal property or operations of the agency against risks or hazards.

(f) Rent, maintain, manage, operate, repair, and clear such real property.

SEC. 6. Section 33268 of said code is amended to read:

33268. Any lease or sale made pursuant to Section 33267 may be made without public bidding but only after a public hearing, *notice of which shall be given in the manner prescribed by Sections 33531, 33532 and 33533, by the agency upon the proposed lease or sale and the provisions of the sale or lease.*

SEC. 7. Section 33272 of said code is amended to read:

33272. An agency may obligate *owner participants*, lessees or purchasers of property acquired in a redevelopment project to:

(a) Use the property for the purpose designated in the redevelopment plans.

(b) Begin the redevelopment of the project area within a period of time which the agency fixes as reasonable.

(c) Comply with other conditions which the agency deems necessary to carry out the purposes of this part.

SEC. 8. Section 33701 of said code is amended to read:

33701. [Every redevelopment plan shall provide for participation in the redevelopment of property in the project area by the owners of all or part of such property if the owners agree to participate in the redevelopment in conformity with the redevelopment plan adopted by the legislative body for the area.] *Every redevelopment plan must permit the owner of property in the project area to participate in the redevelopment of the project area either by retaining his property (1) with its*

existing improvements or uses, or (2) by altering, improving, modernizing or rehabilitating the existing improvements or uses, or (3) by improving or using the property in conformity with the plan, and such plan shall contain alternative provisions in the event that the owners, or any of them, fail or refuse to participate in the plan. This section does not prohibit the owners from submitting an alternative plan pursuant to this part.

SEC. 9. Section 33702 of said code is amended to read:

33702. [Every redevelopment plan which contemplates property owner participation in the redevelopment shall contain alternative provisions for redevelopment of the property if the owners fail to participate in the redevelopment as agreed.] *Notwithstanding any provisions to the contrary, a redevelopment agency may not acquire any parcel of property by eminent domain unless the owner or owners of such parcel is given an opportunity to redevelop the parcel in a manner consistent with the plan and refuses to do so; provided, however, that the plan need not provide for participation by an owner if his property is (a) to be acquired by the agency for use, in whole or in part, as a public street, alley or highway, as a public playground or a public recreation area, as a public school or a public institution of learning, or for other public grounds or public buildings; or if the parcel available to the owner's use is (b) smaller in area than the minimum lot size prescribed by ordinance for lands in the community or than 5,000 square feet, which ever is greater; or is (c) of such irregular form or shape, or is laid out in such disregard of the contours and other physical characteristics of the ground and surrounding conditions as to be incapable of proper development; or is (d) subject to being submerged by water under normal conditions of weather.*

SEC. 10. Section 33709 of said code is amended to read:

33709. A redevelopment plan shall provide for the agency to lease or sell all real property acquired by it in any project area, except property conveyed by it to the community. Any such lease or sale shall be conditioned on the redevelopment and use of the property in conformity with the redevelopment plan.

If the final redevelopment plan as approved by the legislative body provides for abandonment, vacation or closing of any public streets or alleys, the owners of property adjoining any street or alley so abandoned, closed or vacated shall be permitted to acquire such portion of such former street or alley as may be necessary to complete any parcel or building site designated as such by the redevelopment plan as lies within such owners' side lines, extended to cross said former street or alley, not beyond the center of the same if the opposite owner wishes to acquire the portion adjoining his property to the center. For the purposes of owner participation, pursuant to Section 33701 owners shall be considered as owning any real property adjacent to the property owned by them which was a street or alley and which may be acquired by them under this section.

A former owner of property acquired by an agency pursuant to a redevelopment plan shall have a right to purchase or lease any property sold or leased by the agency in the course of the execution of the plan: should any other person offer to pay an equal amount for such purchase, or under such lease, said former owner shall have priority over such other person, except that, between several former owners, offering to purchase or lease such property, and offering equal amounts, the successful purchaser, or lessee shall be chosen by lot. Said priority, however, shall cease to exist when and if the amount offered or to be paid under the lease shall exceed the amount paid by the agency in the acquisition of the former owner's property, by condemnation or otherwise, and if a former owner purchases or leases property from an agency he shall have no further priority in any subsequent purchase or lease.

SEC. 11. Section 33730 of said code is amended to read:

33730. The legislative body shall consider the redevelopment plan of a project area submitted by the agency, any alternative plan submitted pursuant to this part, and all evidence and testimony for or against the adoption of the plans at a public hearing called and noticed as provided in Sections 33562, 33563 and 33564.

SEC. 12. Section 33731 of said code is amended to read:

33731. [On] *At the hearing, on the question of the adoption of any redevelopment plan, the legislative body shall determine:*

(a) Whether the plan would redevelop the area in conformity with this part and in the interests of the public peace, health, safety, and welfare.

(b) Whether the adoption and carrying out of the redevelopment plan is economically sound and feasible.

SEC. 13. Section 33732 of said code is amended to read:

33732. *If alternative plans are submitted, the legislative body shall give preference to the plan which it deems will best redevelop the project area in conformity with the purposes and policy of this part and the master or general plan for the community and which requires the least interference with the continued enjoyment of existing property rights [consistent with the purposes of this part] and the maximum of owner participation.*

SEC. 14. Section 33746 of said code is amended to read:

33746. After the adoption of the redevelopment plan or of any urban renewal plan or of any combination of such plans and the expiration of the period provided for in Section 33745, further proceedings which affect the specific area in which the owners refused to participate with reference to redevelopment of the project area shall be stayed for 30 days.

[Any action to contest the validity of the proceedings for the adoption of a redevelopment plan is barred upon the expiration of such period of 30 days. In any action commenced after the expiration of the 30-day period, except as to matters affecting jurisdiction, the validity of the proceedings is conclusively presumed.]

[Upon the expiration of the 30-day stay, the agency has the authority to execute the plan.]

Within said period of 30 days a proceeding may be commenced in the superior court of the county in which land affected by the plan is situated in which the findings and determinations of an agency and of a legislative body, or of either of them, in the adoption and approval of any redevelopment plan or of any urban renewal plan or of any combination of such plans may be reviewed. Such review shall be had in the manner prescribed by Section 1094.5 of the Code of Civil Procedure.

If a proceeding is timely brought under the provisions of this section, no action to condemn property affected by the plan shall be prosecuted to judgment until and unless judgment in the proceeding to review the plan has become final.

SEC. 15. The provisions of this act shall not apply to any redevelopment plan, urban renewal plan, or combination of such plans approved by ordinance prior to June 30, 1957, but shall apply to all such plans approved after that date."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 921

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

MOTION TO AMEND SENATE BILL NO. 921

Senator Thompson moved that Senate Bill No. 921 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 921—An act to add Sections 2312 and 1629.5 to the Welfare and Institutions Code, relating to the regulation of institutions and boarding homes for aged persons and children.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 1, between lines 17 and 18, of the printed bill, as amended in Senate May 1, 1957, insert

"At least 30 days prior to the filing of the complaint in such action, the director shall serve the licensee with a written notice specifying each deficiency in the licensed home or institution, and of the alleged threatened violation, or threatened continued violation of this chapter or any of the regulations promulgated under this chapter, and shall be granted a hearing thereon. No restraining order or injunction, either temporary or permanent, shall be granted by the court prior to such hearing which would cause a licensed home or institution to cease operations or

which would seriously impede the continued operation of the home or institution. No licensed home or institution shall by such injunction or restraining order be closed or its operations seriously impeded by virtue of this section unless the operator thereof has been given the notice hereinbefore stated and a hearing granted as herein provided, and then only unless the evidence introduced at such hearing shows by a preponderance of the evidence that the said deficiencies or violations have occurred as charged against the said licensee."

Amendment No. 2

On page 2, after line 5, insert

"At least 30 days prior to the filing of the complaint in such action, the director shall serve the licensee with a written notice specifying each deficiency in the licensed home or institution, and of the alleged threatened violation, or threatened continued violation of this chapter or any of the regulations promulgated under this chapter, and shall be granted a hearing thereon. No restraining order or injunction, either temporary or permanent, shall be granted by the court prior to such hearing which would cause a licensed home or institution to cease operations or which would seriously impede the continued operation of the home or institution. No licensed home or institution shall by such injunction or restraining order be closed or its operations seriously impeded by virtue of this section unless the operator thereof has been given the notice hereinbefore stated and a hearing granted as herein provided, and then only unless the evidence introduced at such hearing shows by a preponderance of the evidence that the said deficiencies or violations have occurred as charged against the said licensee."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 1081

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1081

Senator Hollister moved that Senate Bill No. 1081 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1081—An act to amend Section 15000 of the Health and Safety Code, relating to the State Housing Act.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "15000", and insert "19825".

Amendment No. 2

In line 2 of the title, strike out "the State Housing Act", and insert "local housing ordinances, declaring the urgency thereof, to take effect immediately".

Amendment No. 3

On page 1, line 1, strike out "15000", and insert "19825".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, between lines 2 and 3, insert

"19825. (a) The provisions of Part 1 (*commencing at Section 15000*) of this division and of Chapter 1 (*commencing at Section 19000*), Chapter 2 (*commencing at Section 19100*), and Chapter 3 (*commencing at Section 19300*) of Part 3 of this division relating to design, construction, reconstruction, movement, conversion or alteration of buildings shall not apply within any city having and enforcing a local ordinance prescribing minimum standards equal to or greater than such provisions of this division; [provided, however, such provisions of Part 1 of this division, which are presently applicable to buildings erected prior to the adoption of a local ordinance, shall apply to such buildings.] *such local ordinance shall supersede such provisions of this division.*

(b) No provision of this chapter shall be construed to authorize a reduction in or exemption from the provisions of Chapters 3 (*commencing at Section 15250*) and 4 (*commencing at Section 15351*) of Part 1 of this division or a reduction in the maintenance, sanitation or occupancy provisions of Part 1 of this division.

(c) The provisions of this chapter shall be effective only in a city where the legislative body determines that an ordinance described in subdivision (a) of this section is in force and effect and so notifies the state department presently charged with enforcement of the provision of this division if a state department be so charged.

SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Cities and counties in California in cooperation with the Urban Renewal Program of the Federal Government have under way urban renewal programs as contained in the Federal Housing Act of 1949 as amended. To qualify for proffered federal aid in such programs communities are required to enact and enforce housing codes commensurate with modern, sound housing and neighborhood standards. Many provisions of the State Housing Act have been deemed inadequate in meeting such standards and Chapter 9 of Division 13 of the Health and Safety Code has been interpreted as prohibiting cities and counties from enacting and enforcing a housing ordinance that is more restrictive in its provisions than are the provisions of the State Housing Act."

Amendment No. 5

On page 1, strike out lines 3 to 6, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

LETTER OF TRANSMITTAL

SENATE CHAMBER, SACRAMENTO, April 29, 1957

Hon. Harold J. Powers, President of the Senate
State Capitol, Sacramento, California

DEAR SIR: The Senate Interim Committee on Cotton Problems, as it was created and constituted by Senate Resolution No. 143, as amended, of the 1955 Session of the Legislature, was authorized and directed to ascertain, study and analyze the facts relating to the production, processing and marketing of cotton, including, but not limited to, prices of cotton at all levels and prices for ginning and other services performed on cotton, economic relationships among persons engaged in producing, processing and marketing of cotton, the effects of federal controls, soil conservation aspects of cotton production and including, but not limited to, the operation, effect, administration enforcement, and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution and to report thereon to the Senate, including in the report, its recommendations for appropriate legislation.

Transmitted herewith is the preliminary report of the Senate Interim Committee on Cotton Problems.

Respectfully submitted,

ROBERT I. MONTGOMERY, Chairman
JAMES A. COBEY, Vice Chairman
JOHN J. HOLLISTER

Letter of transmittal ordered printed in the Journal.

The report ordered printed in the appendix to the Journal.

Motion to Print Report

Senator Montgomery moved that 750 copies of report by the Senate Interim Committee on Cotton Problems be printed for distribution.

Motion carried.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 4.45 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

ADJOURNMENT

At 4.46 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, May 13, 1957.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-SIXTH LEGISLATIVE DAY

NINETIETH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, May 13, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O God, we present ourselves before Thee at the beginning of another week to offer Thee the homage of our hearts and the work of our minds and bodies. Assist us, especially this day, so that enlightened by Thee, we may walk steadfastly in the cause of human rights and liberties of law and order. May the laws framed here in this Senate Chamber perpetuate to all our citizens the blessings of mutual peace and prosperity. Grant us strength and courage to fight against those who defy the forces of law and order in our State. May our laws be executed with firmness and zeal and may we be intolerant to those who would interfere with the just enforcement of our statutes. In our daily life, may each of us live up to those legal standards that will ultimately raise the moral level of our State. May our loyalty to God and to duty satisfy our deepest moral and spiritual wants and act as a powerful influence for justice, freedom and peace in the lives of all our citizens. AMEN.

PLEDGE OF ALLEGIANCE

Senator Short led the Senate in pledging allegiance to the Flag.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from St. Gertrude's School, Stockton, San Joaquin: *adults*—Sister Mary Kyran, B.V.M., and Sister Mary Trea, B.V.M., Mrs. Edna Morgan, Mrs. Catherine Arburua, Mrs. Lola Rotert, Mrs. Carmel Henning, Mrs. Harry Sbragia, Mrs. Martha Craig, Mrs. Mary Muzio,

Mrs. Uvon Seofield, and Mrs. Arthur Bender; *students*—Lawrence Amarillas, Grace Arburua, Louis Bacigalupi, Kathleen Baumgarden, James Bender, Rory Botto, Ellen Cady, James Campbell, Steve Campbell, Marianne Carpino, Angelina Carrillo, Gary Cartwright, Marcia Craig, Judith DeCicco, Louis DeCicco, Earlene DeWitt, John Dugan, Norma Fideldy, Gloria Filippini, Armando Flores, Eleuterio Franco, Paul Gadbut, William Garcia, Thomas George, Jeffrey Gogna, Danny Hastings, David Henning, Bennie Herrera, Manuel Hughes, James Jacques, Janet Juarez, Kathleen Liotard, Andrew Mendoza, Jeannette Moore, Dennis Morgan, Frances Morones, Cecilia Munoz, Elizabeth Muzio, Barbara Osborne, Dewey Pasquini, Joanne Perez, Beverly Reischman, Beverly Rotert, Lawrence Rotert, Kathleen Salmon, Judy Santini, Harry Sbragia, Claudia Seofield, Marianne Smith, Marianne Thompson, Leslie Venable, Margaret Villanueva, and David Winters.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Sequoia Union School, Lemoncove, Tulare County: *adults*—Mr. Justad, instructor in charge, Mr. Ripley, Mrs. Eggers, Mrs. Maurer, Mrs. Diamond, Mrs. Callison, Mrs. Rankin, and Mrs. Hardin; *students*—Donald Bair, Randy Eggers, Richard Flores, Bobby Killer, Jack Killingsworth, Milton Lindner, Gerald Loverin, Darrell Mathews, Dick Minifeldt, Alfred Torres, Bill Chivers, Howard Brown, Joyce Bennett, Barbara Callison, Donna Diamond, Francis Freeman, Viola Hardin, Paula Marks, Donna Mathews, Rachel Moreles, Barbara Patterson, Lupe Quezeeda, Carol Rankin, Wilma Seely, Cynthia Wadkins, Sharon Walker, Susan Van Treck, and Mary Maurer.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teachers Harmon Groesbeck and Charles Bear, and the following students from Starr King School, Carmichael, Sacramento County: Donald Bergen, Ralph Bellah, Sidney Bowers, Dennis Braden, Donald Brazil, Claude Coss, Wilson Farrell, Al Gunter, Gary Heffelfinger, Gary Mack, Gary Mann, Richard Nusbaum, Thomas Pettigrew, Ronald Pfenninghausen, David Silliphant, Thomas Simmons, John Thielbahr, Roger Thompson, Ronald Thorne, Robert Tribe, Albert Vaughn, Judy Baker, Barbara Beckley, Elizabeth Carter, Lousie Cuneo, Judith Davidson, Carol Fisher, Ralane Fox, Judith Graves, Patsy Hennessee, Marilyn McBride, Marilee Moore, Patricia Parker, Jackie Pfenning, Barbara Saceram, Sharon Snider, Jack Batchelor, Larry Bircher, Gary Brethauer, Lawrence Chenoweth, Thomas DeMaree, Malcolm Giles, John Gill, Jack Konvalin, William Koogle, Daniel McCallum, William Miller, David Morgan, Michael Mullen, Bernard Munns, Gregory Reed, Allan Shupe, Douglas Stark, Allan Wood, Geraldine Beckman, Barbara Conant, Donna Curry, Lois Gallaher, Donna Hagge, Denese Haley, Paula Johnson, Karen Lazansky, Karen Leavitt, Susanne Pantages, Maureen Parker, Ann Sheehan, Rachel Smith, Sandra White, Rayann Winterstein, and Karen Zastrow.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Moore, Mr. Boisson, Mr. McColgan, Miss Weidberg, and the following students from Portola Junior High School, San Francisco: Linda

Agnone, Maria Aguon, Hilda Alvarado, Virginia Anderson, Lee Antonelli, Bob Arenalo, Joe Barbara, Sandra Barclay, Julio Betti, Marjorie Black, Michael Blum, Jean Blum, Adelaide Brady, Ann Bosel, Carolyn Buriani, Kathy Burns, Deanna Chang, Dennis Chinn, Gloria Craft, Susan Christensen, Johnny Daigle, Shirley Dreyer, Ken Duff, Barbara Duhlester, Linda Esecandor, JoAnn Favero, Donna Felter, Walter Firstbrook, Rita Fontana, Carol Fotinos, Winifred Fuller, Richard Garcia, Carolyn Gazzano, Marilyn Godfrey, Linda Gonzales, Joe Grech, David Gregoire, Robert Hall, Linda Hellund, Clara Herron, Joe Hidalgo, Ray Hillman, Andrea Jacobs, Danny Johnstone, Carilyn Johnson, Robert Jones, Michele Kelley, Jerome King, Judy Kodama, Sharon Laine, Judy Lazzeri, Barbara Lee, Esther Lew, Doug Loskutoff, JoAnn Mahoney, Darlene Mar, Georgette Marignac, Stephen De Martini, Heidi Merkel, Shirley Muzio, Larry Ortega, Willard Peterson, James Riella, Gary Ristow, Lewis Romani, Sandra Rosenlund, Ben Savin, Gary Savin, Don Schlittmann, Tony Sciortino, Alan Sheridan, Jewel Sims, Ronald Sims, Martha Squaglia, Anastasia Stergion, Richard Stappoloni, Gwen Sullivan, Jean Szakall, Laurie Thurlwell, Nancy Tipoff, Kathleen Tobin, Loretta Tufts, Jerry Waissman, Leary Wong, Allen Wurdinger, Carole Wurdinger, and Ronald Young.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Louis Francis of San Mateo and Mrs. A. L. Alexander of San Carlos.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Al J. Lawson and Arthur Wade, both of Oakland, and V. Jesudoss of Malaya.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Louis Menezes of Gustine; Mr. and Mrs. Sylvester Sousa of Modesto, and Mr. and Mrs. J. Aguiar of Gustine.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Milt Nelson of Orinda and Warren C. Graham of Oakland.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Wesley McClure and Mr. Frank King of San Leandro.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Alvaro Verissimo of Tulare.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Charles King of Santa Ana and Rev. Earl Kernahan of Anaheim.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, May 11, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1290

Assembly Bill No. 201

Assembly Bill No. 316

Assembly Bill No. 1286

Assembly Bill No. 1398

Assembly Concurrent Resolution No. 22

Assembly Bill No. 1850

Assembly Bill No. 2294

Assembly Bill No. 2897

Assembly Bill No. 2898

Assembly Bill No. 2899

ARTHUR A. OHNMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 2510
Assembly Bill No. 2645

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 711
Assembly Bill No. 858
Assembly Bill No. 1779
Assembly Bill No. 2225
Assembly Bill No. 2227
Assembly Bill No. 2993

Assembly Bill No. 3032
Assembly Bill No. 1580
Assembly Bill No. 1714
Assembly Bill No. 1765
Assembly Bill No. 1575

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, May 13, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 545

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, May 10, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 13
Assembly Bill No. 33
Assembly Bill No. 115
Assembly Bill No. 151
Assembly Bill No. 157
Assembly Bill No. 158
Assembly Bill No. 159
Assembly Bill No. 160
Assembly Bill No. 161
Assembly Bill No. 162
Assembly Bill No. 163
Assembly Bill No. 171
Assembly Bill No. 172
Assembly Bill No. 302
Assembly Bill No. 349
Assembly Bill No. 413
Assembly Bill No. 642
Assembly Bill No. 829
Assembly Bill No. 846
Assembly Bill No. 961
Assembly Bill No. 991

Assembly Bill No. 1191
Assembly Bill No. 1200
Assembly Bill No. 1288
Assembly Bill No. 1348
Assembly Bill No. 1377
Assembly Bill No. 1459
Assembly Bill No. 1552
Assembly Bill No. 1590
Assembly Bill No. 1667
Assembly Bill No. 1688
Assembly Bill No. 1844
Assembly Bill No. 1885
Assembly Bill No. 2044
Assembly Bill No. 2153
Assembly Bill No. 2192
Assembly Bill No. 2197
Assembly Bill No. 2204
Assembly Bill No. 2408
Assembly Bill No. 2409
Assembly Bill No. 2428
Assembly Bill No. 2469

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 13—An act to amend Sections 2602 and 2903 of the Revenue and Taxation Code, and to repeal Section 2904 thereof, relating to the payment and collection of property taxes and assessments.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 33—An act to add Section 548 to the Streets and Highway Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 115—An act to amend Section 679.1 of the Vehicle Code, relating to vehicles carrying logs or poles.

Referred to Committee on Transportation.

Assembly Bill No. 151—An act to add Section 16486 to the Education Code, relating to the examination of children to determine visual acuity.

Referred to Committee on Education.

Assembly Bill No. 157—An act to amend Section 439 of the Education Code, relating to the county superintendent of schools of a county of the thirty-ninth class.

Referred to Committee on Local Government.

Assembly Bill No. 158—An act to amend Section 442 of the Education Code, relating to the county superintendent of schools of a county of the forty-second class.

Referred to Committee on Local Government.

Assembly Bill No. 159—An act to amend Section 446 of the Education Code, relating to the county superintendent of schools of a county of the forty-sixth class.

Referred to Committee on Local Government.

Assembly Bill No. 160—An act to amend Section 447 of the Education Code, relating to the county superintendent of schools of a county of the forty-seventh class.

Referred to Committee on Local Government.

Assembly Bill No. 161—An act to amend Section 450 of the Education Code, relating to the county superintendent of schools of a county of the fiftieth class.

Referred to Committee on Local Government.

Assembly Bill No. 162—An act to amend Section 452 of the Education Code, relating to the county superintendent of schools of a county of the fifty-second class.

Referred to Committee on Local Government.

Assembly Bill No. 163—An act to amend Section 454 of the Education Code, relating to the county superintendent of schools of a county of the fifty-fourth class.

Referred to Committee on Local Government.

Assembly Bill No. 171—An act to amend Section 458 of the Education Code, relating to the county superintendent of schools of a county of the fifty-eighth class.

Referred to Committee on Local Government.

Assembly Bill No. 172—An act to amend Section 457 of the Education Code, relating to the county superintendent of schools of a county of the fifty-seventh class.

Referred to Committee on Local Government.

Assembly Bill No. 302—An act to amend Section 3929 of the Elections Code, relating to ballots.

Referred to Committee on Elections.

Assembly Bill No. 349—An act to amend Sections 61754, 61755 and 61757 of the Government Code, relating to taxation for community service districts.

Referred to Committee on Local Government.

Assembly Bill No. 413—An act to amend Section 2830 of the Elections Code, relating to powers and duties of the state central committee of political parties.

Referred to Committee on Elections.

Assembly Bill No. 642—An act to add Section 469 to the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Assembly Bill No. 829—An act to add Section 20355.5 to the Education Code, relating to student residence in state college dormitories.

Referred to Committee on Education.

Assembly Bill No. 846—An act to amend Sections 12164 and 12203 of the Government Code, relating to the duties and fees of the Secretary of State.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 961—An act to amend Section 16184 of the Education Code, relating to health reports.

Referred to Committee on Education.

Assembly Bill No. 991—An act to amend Section 74511 of the Government Code, relating to officers and attaches of the Municipal Court in the City and County of San Francisco.

Referred to Committee on Local Government.

Assembly Bill No. 1191—An act to amend Sections 74341, 74342, 74343, 74344, 74345, 74346, and 74350 of, and to add Section 74355 to, the Government Code, relating to the municipal court in a district embracing the City of San Diego.

Referred to Committee on Local Government.

Assembly Bill No. 1200—An act to amend Section 73521 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Assembly Bill No. 1288—An act to add Section 6103.2 to the Government Code and to amend Section 1559 of the Unemployment Insurance Code, relating to fees, commission, and charges for official services.

Referred to Committee on Judiciary.

Assembly Bill No. 1348—An act to amend Sections 9604, 9617, 9562, 6851.1, and 6854 of the Education Code, relating to physically handicapped pupils in the public schools.

Referred to Committee on Education.

Assembly Bill No. 1377—An act to amend Sections 250, 268 and 272 of the Vehicle Code, relating to applications for and conditions of drivers' licenses.

Referred to Committee on Transportation.

Assembly Bill No. 1459—An act to amend Sections 9753, 9754 and 10451 of the Revenue and Taxation Code, relating to the motor vehicle transportation license tax.

Referred to Committee on Transportation.

Assembly Bill No. 1552—An act to add Section 2001.1 to, and to amend Sections 2180.5, 3045, 3082, and 3445 of, the Welfare and Institutions Code, relating to eligibility for public assistance.

Referred to Committee on Social Welfare.

Assembly Bill No. 1590—An act to amend Section 20135 of the Government Code, relating to deductions from allowances and benefits under the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1667—An act to amend Section 157 of the Civil Code and Section 949a of the Code of Civil Procedure, relating to the exclusion of a spouse from the family dwelling or the dwelling house of the other spouse.

Referred to the Committee on Judiciary.

Assembly Bill No. 1688—An act to add Section 679.15 to the Vehicle Code, relating to loading equipment.

Referred to Committee on Transportation.

Assembly Bill No. 1844—An act to amend Sections 1859 and 1860 of the Civil Code, relating to innkeepers.

Referred to Committee on Judiciary.

Assembly Bill No. 1885—An act to amend Sections 372 and 372.1 (as amended by Chapter 4 of the Statutes of 1955) of, and add Section 33.5 to, the Vehicle Code, relating to weight fees for commercial vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 2044—An act to add Section 6927 to the Business and Professions Code, relating to proceedings of the State Collection Agency Board.

Referred to Committee on Business and Professions.

Assembly Bill No. 2153—An act to amend Sections 17093 and 17094 of the Government Code, relating to state fiscal procedures.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2192—An act to amend Sections 240, 245.5 and 246 of the Vehicle Code, relating to the dismantling of vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 2197—An act to amend Sections 8000, 8001, and 8004 of the Government Code, relating to the California Commission on Interstate Cooperation.

Referred to Committee on Rules.

Assembly Bill No. 2204—An act to amend Sections 1269b and 1295 of the Penal Code and Sections 736, 737, 737.1 and 737.5 of the Vehicle Code and to repeal Sections 737.2 and 737.3 of the Vehicle Code, relating to the acceptance of bail.

Referred to Committee on Judiciary.

Assembly Bill No. 2408—An act to add Sections 120.1, 120.2 and 120.3 to the Agricultural Code, relating to pest control.

Referred to Committee on Agriculture.

Assembly Bill No. 2409—An act to add Sections 1148, 1148.1, 1148.2, 1148.3, 1148.4, 1148.5, 1148.6, 1149.1, 1149.2, and 1149.3 to, and to repeal Sections 1148, 1148.1, 1148.15, 1148.2, 1148.25, 1148.26, 1148.3, 1148.35, 1148.4, 1148.45, 1148.5, 1148.52, 1148.55, 1148.6, 1148.61, 1148.62, 1148.75, 1148.85, 1148.9, 1148.91, 1148.65, 1148.96, 1149, 1149.1, 1149.11, 1149.12, 1149.13, 1149.14, 1149.15, and 1149.3 of, the Agricultural Code, relating to nursery stock.

Referred to Committee on Agriculture.

Assembly Bill No. 2428—An act to amend Section 784 of the Probate Code, relating to probate sales.

Referred to Committee on Judiciary.

Assembly Bill No. 2469—An act to amend Section 2160 of, and to repeal Section 2160.4, as added by Chapter 1926 of the Statutes of 1955, of the Welfare and Institutions Code, relating to eligibility for old age assistance.

Referred to Committee on Social Welfare.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 11, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 121

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 121—Relative to the subscription to official publications of the Amateur Athletic Union by school districts of the State.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 11, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1684
Assembly Bill No. 2992
Assembly Bill No. 2366

ARTHUR A. OIINIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 1684—An act to amend Sections 2142.5 and 3003 of the Welfare and Institutions Code, relating to the administration of public assistance.

Referred to Committee on Social Welfare.

Assembly Bill No. 2992—An act to amend Section 816.5 of the Public Utilities Code, relating to public utilities.

Referred to Committee on Public Utilities.

Assembly Bill No. 2366—An act to amend Section 1625 of the Welfare and Institutions Code, relating to the revocation or suspension of licenses to operate boarding homes or institutions for children.

Referred to Committee on Social Welfare.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 10, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 2496
Assembly Bill No. 2535
Assembly Bill No. 2610
Assembly Bill No. 2629
Assembly Bill No. 2819
Assembly Bill No. 2928
Assembly Bill No. 3078
Assembly Bill No. 3525
Assembly Bill No. 3530
Assembly Bill No. 3548
Assembly Bill No. 3662

Assembly Bill No. 3716
Assembly Bill No. 3745
Assembly Bill No. 3779
Assembly Bill No. 3786
Assembly Bill No. 3790
Assembly Bill No. 3791
Assembly Bill No. 3795
Assembly Bill No. 3846
Assembly Bill No. 3975
Assembly Bill No. 4025
Assembly Bill No. 4135

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 2496—An act to amend Section 5054 of the Welfare and Institutions Code, relating to mental illness.

Referred to Committee on Judiciary.

Assembly Bill No. 2535—An act to amend Section 20655 of, to add Section 20609 to, and to repeal Section 20609 of, the Government Code, relating to the State Employees' Retirement System and declaring the urgency thereof to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2610—An act to add Section 561 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 2629—An act to amend Section 1195.1 of the Code of Civil Procedure, relating to liens.

Referred to Committee on Judiciary.

Assembly Bill No. 2819—An act to add Article 4.5 (commencing at Section 162) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 2928—An act to add Section 1074 to the Public Utilities Code, relating to highway common carriers and petroleum irregular route carriers.

Referred to Committee on Public Utilities.

Assembly Bill No. 3078—An act to repeal Part 2.1 (commencing at Section 18500) of, and to add Part 2.1 (commencing at Section 18500) to, Division 13 of the Health and Safety Code, relating to motels, auto courts, and resorts.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 3525—An act to add Section 20229 to Article 4.5 of Chapter 2 of Part 3 of Division 5 of Title 2 of the Government Code, relating to investments of the State Employees' Retirement Fund in real property.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3530—An act to amend Section 25503 of, and to add Section 25611.1 to, the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3548—An act to add Section 188 to the Vehicle Code, relating to the reporting of vehicles sold as salvage.

Referred to Committee on Transportation.

Assembly Bill No. 3662—An act to amend Section 4706 of the Labor Code, relating to the death benefit payable in workmen's compensation cases.

Referred to Committee on Labor.

Assembly Bill No. 3716—An act to add Section 330 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 3745—An act to add Section 551 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 3779—An act to add Section 72605 to the Government Code, relating to selection, examination, and instruction of municipal court jurors.

Referred to Committee on Judiciary.

Assembly Bill No. 3786—An act to amend Section 68093 of the Government Code, relating to compensation of witnesses in civil actions.

Referred to Committee on Judiciary.

Assembly Bill No. 3790—An act to add Section 69905 to the Government Code, relating to the appointment, salary, and duties of the superior court statistician.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3791—An act to amend Section 70142 of the Government Code, relating to the qualifications of superior court commissioners.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3795—An act to add Section 737.4 to the Vehicle Code, relating to uniform bail schedules.

Referred to Committee on Judiciary.

Assembly Bill No. 3846—An act to add Section 254.7 to the Revenue and Taxation Code, relating to the property tax welfare exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 3975—An act to amend Sections 12463.1 and 53890 of the Government Code, relating to district finances.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 4025—An act to amend Section 352 of the Vehicle Code, relating to drivers' licenses.

Referred to Committee on Transportation.

Assembly Bill No. 4135—An act to amend Section 200 of the Code of Civil Procedure, relating to exemption of persons from liability to act as jurors.

Referred to Committee on Judiciary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 11, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 203
Assembly Bill No. 216
Assembly Bill No. 428
Assembly Bill No. 429
Assembly Bill No. 448
Assembly Bill No. 757
Assembly Bill No. 789
Assembly Bill No. 836
Assembly Bill No. 1258
Assembly Bill No. 1285
Assembly Bill No. 1347
Assembly Bill No. 1676
Assembly Bill No. 1682
Assembly Bill No. 1790
Assembly Bill No. 1791
Assembly Bill No. 1812
Assembly Bill No. 1904
Assembly Bill No. 1908
Assembly Bill No. 2018
Assembly Bill No. 2125

Assembly Bill No. 2126
Assembly Bill No. 2365
Assembly Bill No. 2519
Assembly Bill No. 2622
Assembly Bill No. 2634
Assembly Bill No. 2717
Assembly Bill No. 2720
Assembly Bill No. 2914
Assembly Bill No. 3082
Assembly Bill No. 3111
Assembly Bill No. 3112
Assembly Bill No. 3194
Assembly Bill No. 3441
Assembly Bill No. 3442
Assembly Bill No. 3443
Assembly Bill No. 3453
Assembly Bill No. 3481
Assembly Bill No. 3540
Assembly Bill No. 3778
Assembly Bill No. 4138

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 203—An act to amend Section 3634 of the Public Utilities Code, relating to highway carriers.

Referred to Committee on Public Utilities.

Assembly Bill No. 216—An act to add Section 41265 to the Agricultural Code, relating to unfair practices in the marketing of milk and dairy products.

Referred to Committee on Agriculture.

Assembly Bill No. 428—An act to amend Sections 25526, 25527, 25530 and 25531 of, and to repeal Section 25370, of the Government Code, relating to the sale and leasing of county real property.

Referred to Committee on Local Government.

Assembly Bill No. 429—An act to amend Section 15 of the Los Angeles County Flood Control Act, relating to district work.

Referred to Committee on Local Government.

Assembly Bill No. 448—An act to add Section 18617 to the Education Code, relating to the letting of school district property.

Referred to Committee on Local Government.

Assembly Bill No. 757—An act to amend Section 4501 of the Elections Code, relating to the reporting of campaign contributions and expenditures.

Referred to Committee on Elections.

Assembly Bill No. 789—An act to amend Section 4 of Chapter 1801 of the Statutes of 1955, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 836—An act to amend Section 16091 of the Education Code, relating to readers for blind students.

Referred to Committee on Education.

Assembly Bill No. 1258—An act to amend Sections 10970 and 11105 of, to repeal Section 11090 of, and to add Section 11090 to, the Insurance Code, relating to fraternal benefit societies.

Referred to Committee on Financial Institutions.

Assembly Bill No. 1285—An act to amend Section 559 of the Code of Civil Procedure, relating to attachment.

Referred to Committee on Judiciary.

Assembly Bill No. 1347—An act to amend Section 117 of the Code of Civil Procedure, relating to small claims courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1676—An act to amend Section 35009 of the Government Code, relating to annexation of territory to cities.

Referred to Committee on Local Government.

Assembly Bill No. 1682—An act to add Sections 24000.5, 24053.5, 24100.1, 24100.2, and 24101.5 to, and to amend Section 24100 of, the Health and Safety Code, relating to swimming pool sanitation and public health.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1790—An act to amend Section 5073 of the Education Code, relating to state school building aid.

Referred to Committee on Education.

Assembly Bill No. 1791—An act to amend Section 7747 of the Education Code, relating to state school building aid.

Referred to Committee on Education.

Assembly Bill No. 1812—An act to amend Sections 18531 and 19120 of the Government Code, relating to short-term employment in the state civil service.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1904—An act to amend Sections 819, 828.65, and 829.45 of, and to add Sections 819.1 and 819.2, to, the Agricultural Code, relating to sweet potatoes.

Referred to Committee on Agriculture.

Assembly Bill No. 1908—An act to amend Section 26301 of the Government Code, relating to the issuance of revenue bonds for county improvements.

Referred to Committee on Local Government.

Assembly Bill No. 2018—An act to create a flood control district to be called Tehama County Flood Control and Water Conservation District; to provide for the control and conservation of flood and storm waters and the protection of watercourses, watersheds, public highways, life and property from damage or destruction from such waters; to provide for the acquisition, retention, and reclaiming of drainage, storm, flood, and other waters and to save, conserve, and distribute such waters for beneficial use in said district; to authorize the incurring of indebtedness, the issuance and sale of bonds, and the levying and collection of taxes and assessments on property within said district and in the respective zones thereof; to define the powers of said district; to provide for the government, management, and operation of said district and for the acquisition and construction of property and works to carry out the purposes of the district, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 2125—An act to amend Section 428 of the Education Code, relating to the county superintendent of schools in counties of the twenty-eighth class.

Referred to Committee on Local Government.

Assembly Bill No. 2126—An act to amend Section 421 of the Education Code, relating to the annual salary of the county superintendent of schools of a county of the twenty-first class.

Referred to Committee on Local Government.

Assembly Bill No. 2365—An act to amend Section 107 of the Welfare and Institutions Code, relating to welfare personnel.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2519—An act to amend Section 8213 of the Government Code, relating to notaries public.

Referred to Committee on Judiciary.

Assembly Bill No. 2622—An act to amend Section 7705 of the Education Code, relating to priority points for school district public works.

Referred to Committee on Education.

Assembly Bill No. 2634—An act to amend Section 25630 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2717—An act to amend Section 36514 of the Government Code, relating to compensation of councilmen.

Referred to Committee on Local Government.

Assembly Bill No. 2720—An act to amend Section 17708 of the Health and Safety Code, relating to hot plates.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 2914—An act to amend Sections 24401 and 24402 of the Education Code, relating to community recreation.

Referred to Committee on Local Government.

Assembly Bill No. 3082—An act to add Section 1295.5 to the Penal Code, relating to bail and deposits instead of bail.

Referred to Committee on Judiciary.

Assembly Bill No. 3111—An act to amend Section 72604 of the Government Code, relating to the fees of official reporters of municipal courts of judicial districts in Los Angeles County.

Referred to Committee on Local Government.

Assembly Bill No. 3112—An act to amend Section 70050, and to add Section 70050.1 to, of the Government Code, relating to the superior court of a county with a population of 2,000,000 or over.

Referred to Committee on Local Government.

Assembly Bill No. 3194—An act to amend Sections 4903, 4904, and 5003 of the Labor Code and to add Sections 2735.5 and 2741 to the Unemployment Insurance Code, relating to liens for unemployment compensation disability benefits.

Referred to Committee on Labor.

Assembly Bill No. 3441—An act to amend Section 3081.1 of the Civil Code, relating to loans secured by real property.

Referred to Committee on Financial Institutions.

Assembly Bill No. 3442—An act to amend Section 3081.2 of the Civil Code, relating to loans secured by real property.

Referred to Committee on Financial Institutions.

Assembly Bill No. 3443—An act to amend Section 3081.3 of the Civil Code, relating to loans secured by real property.

Referred to Committee on Financial Institutions.

Assembly Bill No. 3453—An act to add Section 3081.922 to the Civil Code, relating to loans secured by real property.

Referred to Committee on Financial Institutions.

Assembly Bill No. 3481—An act amending Section 25460 of, and adding Section 25467 to, the Government Code, relating to county contracts.

Referred to Committee on Local Government.

Assembly Bill No. 3540—An act to amend Section 1 of Chapter 1939 of the Statutes of 1955, relating to certain lands lying under inland navigable waters situated in the San Joaquin River.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3778—An act to amend Section 196 of the Code of Civil Procedure, relating to jurors in civil cases.

Referred to Committee on Judiciary.

Assembly Bill No. 4138—An act to amend Section 142 of the Vehicle Code, relating to the registration of vehicles.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 9, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 163

Assembly Concurrent Resolution No. 164

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 163—Approving charter of the City of Fresno, State of California, ratified by the qualified electors of the said city at a general municipal election held on the eighth day of April, 1957.

Resolution ordered placed on file.

Assembly Concurrent Resolution No. 164—Approving certain amendments to the charter of the City of Fresno, a municipal corporation in the County of Fresno, State of California, voted for and

ratified by the qualified electors of said city at a special municipal charter amendment election held therein on the eighth day of April, 1957.

Resolution ordered placed on file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 10, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 153

Assembly Concurrent Resolution No. 160

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 153—Relative to amending the Joint Rules of the Senate and Assembly.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 160—Re commending Mr. Basil O'Connor.

Resolution ordered placed on file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 13, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 52

Assembly Bill No. 81

Assembly Bill No. 445

Assembly Bill No. 456

Assembly Bill No. 468

Assembly Bill No. 559

Assembly Bill No. 800

Assembly Bill No. 916

Assembly Bill No. 917

Assembly Bill No. 962

Assembly Bill No. 1113

Assembly Bill No. 1336

Assembly Bill No. 1551

Assembly Bill No. 1558

Assembly Bill No. 1731

Assembly Bill No. 1783

Assembly Bill No. 1821

Assembly Bill No. 1842

Assembly Bill No. 1907

Assembly Bill No. 1995

Assembly Bill No. 2148

Assembly Bill No. 2214

Assembly Bill No. 2296

Assembly Bill No. 2518

Assembly Bill No. 2781

Assembly Bill No. 3085

Assembly Bill No. 3281

Assembly Bill No. 3511

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 52—An act to amend Sections 21702, 21703, 21706 and 21716 of, and to add Sections 21703.1, 21709.1 and 21709.2 to, the Education Code, relating to competitive scholarships and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 81—An act to add Sections 17117.5 and 24273.5 to the Revenue and Taxation Code, relating to the personal income and bank and corporation taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 445—An act to amend Section 2804 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Referred to Committee on Local Government.

Assembly Bill No. 456—An act to add Section 107.1 to the Revenue and Taxation Code, relating to the assessment of possessory interests.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 468—An act to amend Sections 16141 and 19301.1 of the Education Code, relating to school food service.

Referred to Committee on Local Government.

Assembly Bill No. 559—An act to amend Section 2189 of the Welfare and Institutions Code, relating to old age security.

Referred to Committee on Social Welfare.

Assembly Bill No. 800—An act to add Section 1238.7 to the Code of Civil Procedure, relating to eminent domain.

Referred to Committee on Judiciary.

Assembly Bill No. 916—An act to amend Section 10502 of the Streets and Highways Code, relating to the Municipal Improvement Act of 1913.

Referred to Committee on Local Government.

Assembly Bill No. 917—An act to amend Sections 5302, 29914 and 29917 of the Government Code, Sections 7432 and 7435 of the Education Code, Sections 55524 and 55525 of the Water Code, Sections 4789 and 4790 of the Health and Safety Code, and Section 7 of the Los Angeles County Flood Control Act, all relating to bonds including bond denominations, interest, signatures and countersignatures.

Referred to Committee on Local Government.

Assembly Bill No. 962—An act to add Section 20495 to the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Local Government.

Assembly Bill No. 1113—An act to add Chapter 11 to Part 1, Division 18 of the Streets and Highways Code, relating to the Vehicle Parking District Law of 1943 and the substitution of other lands, property or rights of way for off-street parking purposes for lands, property or rights of way previously acquired for a vehicle parking district for such purposes.

Referred to Committee on Transportation.

Assembly Bill No. 1336—An act to amend Sections 74642 and 74643 of the Government Code, relating to the municipal court established in a district embracing the City of Santa Barbara.

Referred to Committee on Local Government.

Assembly Bill No. 1551—An act to add Section 2020.1 to the Welfare and Institutions Code, relating to old age assistance.

Referred to Committee on Social Welfare.

Assembly Bill No. 1558—An act to add Section 6622 to the Welfare and Institutions Code, relating to patients' rights and care.

Referred to Committee on Judiciary.

Assembly Bill No. 1731—An act to amend Section 224n of the Civil Code, relating to adoption proceedings.

Referred to Committee on Judiciary.

Assembly Bill No. 1783—An act to amend Section 4904 of the Labor Code, relating to workmen's compensation and insurance.

Referred to Committee on Labor.

Assembly Bill No. 1821—An act to add Section 2166 to the Welfare and Institutions Code, relating to old age assistance.

Referred to Committee on Social Welfare.

Assembly Bill No. 1842—An act to amend Sections 24203 and 24042 of the Business and Professions Code, relating to licensees under the Alcoholic Beverage Control Act.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1907—An act to amend Sections 69941 and 70044 of the Government Code, relating to official reporters and reporters pro tempore for superior court.

Referred to Committee on Judiciary.

Assembly Bill No. 1995—An act to amend Sections 58, 576, 586.5, 599 and 684.5 of the Vehicle Code, relating to flammables.

Referred to Committee on Transportation.

Assembly Bill No. 2148—An act to add Article 5 (commencing at Section 32490) to Chapter 2, Part 8, Division 12 of the Water Code, relating to county water districts.

Referred to Committee on Local Government.

Assembly Bill No. 2214—An act to amend Sections 32 and 23705 of the Revenue and Taxation Code, relating to exemptions from property and bank and corporations taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2296—An act to amend Section 18250 of the Health and Safety Code, relating to parking trailer coaches in trailer parks.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 2518—An act to add Section 337(a) to the Code of Civil Procedure, relating to the Statute of Limitations on certain types of contracts and book accounts.

Referred to Committee on Judiciary.

Assembly Bill No. 2781—An act to add Article 8.5 to Chapter 1 of Division 7 of the Military and Veterans Code, relating to the preservation of local government.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 3085—An act to amend Section 821 of the Penal Code, relating to admission to bail upon arrest for felony.

Referred to Committee on Judiciary.

Assembly Bill No. 3281—An act to amend Sections 4122, 4143, 4147 of the Health and Safety Code, relating to garbage disposal districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 3511—An act to add Section 5013.5 to the Public Resources Code, relating to the State Park System.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 13, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 75

Assembly Concurrent Resolution No. 158

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 75—Relative to a study of the laws relating to narcotics by the California Law Revision Commission.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 158—Relative to adding Rule 8.5 to the Joint Rules of the Senate and Assembly regarding introduction of bills accompanied by a digest.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 9, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 245

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 245—An act to add Sections 220.1, 1182.1, 2751, 2752, 2753, 2754, and 2755 to the Labor Code, relating to wages.

Referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 659

Senate Bill No. 1905

Senate Bill No. 1027

Senate Bill No. 1984

Senate Bill No. 1094

Senate Bill No. 2132

Senate Bill No. 1711

Senate Bill No. 2212

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 55

Senate Bill No. 1151

Senate Constitutional Amendment No. 21

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 221

Senate Bill No. 2174

Senate Bill No. 571

Senate Bill No. 2638

Senate Bill No. 1794

Senate Bill No. 2671

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 67

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 158—An act to amend Sections 5202 and 7120 of the Education Code, relating to apportionment and disbursement of the State School Fund, and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 1128—An act to validate the organization, boundaries, acts, proceedings, and bonds of transit districts, relating to the powers and functions of a transit district, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 1619—An act to add Section 7711.7 to the Education Code, relating to apportionments to school districts from the School Building Aid Fund declaring the urgency thereof, to take effect immediately;

Senate Bill No. 1700—An act to add Section 21155 to the Government Code, relating to the employment by certain contracting agencies of persons who have reached retirement age, to render engineering services in connection with the construction or installation of additional works or facilities needed by such contracting agencies, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 2409—An act to amend Sections 25802, 25841, and 25844 of the Public Utilities Code, relating to transit districts, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 2504—An act to amend Section 13113 of the Health and Safety Code, relating to fire protection, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of May, 1957, at 4 p. m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 111—Relative to congratulating Jack Welter of the San Francisco Examiner;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the thirteenth day of May, 1957, at 4 p.m.

BURNS, Chairman

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Public Utilities, to which were referred:

Senate Bill No. 2192

Assembly Bill No. 490

Senate Bill No. 2664

Assembly Bill No. 1441

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERHART, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Senate Bill No. 798

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

ERHART, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Public Utilities, to which were referred:

Senate Bill No. 2191

Assembly Bill No. 2010

Respectfully reports the same back with the request that they be referred to Rules Committee for assignment of subject matter to proper interim committee for study.

ERHART, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Senate Bill No. 367

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 780

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

KRAFT, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 1275

Senate Bill No. 1620

Senate Bill No. 2075

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 1722

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 120

Senate Joint Resolution No. 38

Senate Resolution No. 124

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Donnelly moved that Assembly Bill No. 1882 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Donnelly moved that Assembly Bill No. 1883 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Desmond moved that Senate Bill No. 1831 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO APPROVE JOURNALS

Senator John F. McCarthy moved that the Journals for Monday, May 6, 1957; Tuesday, May 7, 1957; Wednesday, May 8, 1957; Thursday, May 9, 1957, and Friday, May 10, 1957, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

MOTION TO RETURN SENATE BILL NO. 2514

Senator McBride moved the Assembly be requested to return Senate Bill No. 2514 to the Senate for further consideration.

Motion carried.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 260—An act to amend Section 7717.1 of the Education Code, relating to state school building aid.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 260?

Amendment No. 1

On page 1, line 29, of the printed bill, after "shelters," insert "administration offices,".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 260 by the following vote:

AYES—Senators Beard, Berry, Breed, Busch, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Donnelly, Echart, Gibson, Grunsky, Ed. C. Johnson, Kraft, Miller, Montgomery, Murdy, Short, Teale, and Thompson—22.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 1813—An act to amend Sections 4246, 4247, and 4281 of the Agricultural Code, relating to the establishment of minimum prices for fluid milk and fluid cream and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 1813?

(Amendments adopted in Assembly April 26, 1957)

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate March 29, 1957, after "cream", insert "and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 2, after line 22, insert

"SEC. 4. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The beneficial provisions of this bill will directly affect the stability of the dairy industry and thus insure an adequate and continuing supply of fluid milk to the consuming public."

(Amendment adopted in Assembly April 30, 1957)

Amendment No. 1

On page 2, line 29, of the printed bill, as amended in Assembly April 26, 1957, strike out "bill", and insert "act".

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, Miller, Regan, Short, Teale, and Thompson—27.

NOES—None.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 1813 by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Regan, Short, Teale, and Thompson—27.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 2189—An act to amend Sections 1756, 1757, 1758, 1759, 1760, 1761, 1762, 1763, 1765, and 1766, of the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate April 15, 1957, strike out "120", and insert "30".

Amendment No. 2

On page 1, line 7, strike out "120", and insert "30".

Amendment No. 3

On page 1, line 13, strike out "90", and insert "30".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1312—An act making an appropriation for the study, acquisition, development, and interpretation of a zone of preservation in the west end of Sacramento, including a museum.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

On page 1, line 1, of the printed bill, strike out "of _____ is", and insert "of fifty thousand dollars (\$50,000) is".

Amendment No. 2

On page 1, line 4, strike out "acquisition, development, and interpretation of a", and insert "of the development of a".

Amendment No. 3

On page 1, line 5, after "preservation", insert "and the preliminary acquisition of historic artifacts".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 1451—An act making an appropriation for a museum of natural history at Morro Bay State Park.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Natural Resources:

Amendment No. 1

In line 1 of the printed bill, as amended in the Senate March 20, 1957, strike out "three"; and in line 2, strike out "hundred fifty thousand dollars (\$350,000)", and insert "two hundred thousand dollars (\$200,000)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 2475—An act making an appropriation for a John Muir Home State Monument.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Natural Resources:

Amendment No. 1

In line 1 of the printed bill, strike out "_____ dollars (\$_____)", and insert "fifty thousand dollars (\$50,000)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

Senate Bill No. 2476—An act making an appropriation for a Martinez Yacht Harbor State Park.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Natural Resources:

Amendment No. 1

In line 1 of the printed bill, strike out "----- dollars (\$-----)", and insert "five hundred thousand dollars (\$500,000)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

Senate Bill No. 1998—An act to repeal Section 544 of the Agricultural Code, relating to milk and milk products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 544", and insert "Sections 544, 630.1, and 630.2".

Amendment No. 2

On page 1, strike out line 1, and insert "SECTION 1. Sections 544, 630.1, and 630.2 of the Agricultural Code are repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

Senate Bill No. 980—An act to amend Section 1100 of the Harbors and Navigation Code, relating to bar pilot licensing.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1199—An act to add Section 8936.1 and Article 4 (commencing with Section 8945) to Chapter 16, Division 3 of the Business and Professions Code, relating to yacht and ship brokers.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Senate April 26, 1957, strike out "purchase", and insert "purchaser".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2020—An act to amend Section 4160 of the Business and Professions Code, relating to pharmacy.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2023—An act to amend Section 4213 of the Business and Professions Code, relating to dangerous drugs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2040—An act to amend Section 4416 of the Business and Professions Code, relating to dangerous drugs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2366—An act to amend Section 2 of the Business and Professions Code, relating to the regulation and protection of private business and licensed professions and callings.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1111—An act to amend Section 6627 of the Business and Professions Code, relating to the practice of barbering.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 6, 1957, strike out "amend Section 1667 of, and to"; and in line 2 of the title, strike out the comma after "to".

Amendment No. 2

In line 9, strike out "may", and insert "shall".

Amendment No. 3

Strike out lines 16 to 20, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1838—An act to amend Section 11014 of the Business and Professions Code, relating to real estate subdivisions.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

Strike out all of lines 3 to 8, inclusive, and insert "11014. The commissioner may investigate any subdivision being offered for sale or lease in this State. For the purposes of such investigations".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2001—An act to amend Sections 8902, 8915, 8937, 8938.1, 8938.2, 8941, 8943, 8950, 9852, 8954, 8955, 8966, 8967, 8970, 8971, 8971.5, 8972.1, 8973, and 8975 of, and to amend and renumber Sections 8917, 8918, 8919, 8923, 8924, 8925, and 8926 of, and to add Sections 8905, 8916, 8917, 8918, 8919, 8920, 8921, 8922, 8923, 8924, 8931, 8937.1, and 8968 to, and to repeal Sections 8905, 8916, 8920, 8921, 8922, 8938.3, 8938.4, 8951, 8969, and 8972 of, the Business and Professions Code, relating to the Department of Professional and Vocational Standards to provide for a Yacht and Ship Brokerage Board therein and the regulation of yacht and ship brokerage.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 of the title of the printed bill, after "8938.2," insert "8938.3, 8938.4".

Amendment No. 2

In line 7 of the title, strike out "8938.3, 8938.4".

Amendment No. 3

On page 2, line 15, after the second "and", insert "/or".

Amendment No. 4

On page 2, strike out lines 27 and 28, and insert "as follows: one on June 30, 1959; two on June 30, 1960; two on June 30, 1961."

Amendment No. 5

On page 2, strike out lines 45 and 46, and insert "8919. All rules and regulations shall become effective as pro-".

Amendment No. 6

On page 4, line 36, strike out "board", and insert "commission".

Amendment No. 7

On page 5, between lines 9 and 10, insert
"(e) To any transaction involving the foreclosure of a security interest in a yacht or ship."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 8

On page 5, strike out lines 38 and 39, and insert

"SEC. 28. Section 8938.3 of said code is amended to read:

8938.3. Any person claiming to be injured by the fraud, deceit, or wilful negligence of any broker, or by the failure of any broker to comply with the provisions of this chapter, may bring an action upon the bond deposited with the [commissioner] *commission* against both the principal and the surety in any court of competent jurisdiction to recover the damage caused by such fraud, deceit, wilful negligence, or failure to comply with the provisions of this chapter. In the event that a broker fails to pay any sum owed to any creditors arising out of any transaction in which such broker acted in his capacity as a broker, the [commissioner] *commission* shall call and hold a hearing, as near as may be pursuant to the provisions of Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, to determine the names and addresses of all such creditors, together with the amounts due and owing to them and each of them. The publication of one notice of the hearing in a magazine or newspaper of general circulation devoted to the yacht and ship business shall constitute sufficient notice of the hearing. Each creditor claiming that a sum is owed to him shall file with the [commissioner] *commission* at the hearing a verified statement of his claim. Upon ascertaining all claims and statements in the manner herein set forth, the [commissioner] *commission* may then make demand upon the bond on behalf of those claimants whose statements have been filed, and shall have the power to settle or compromise said claims with the surety company on the bond, and is empowered in such cases to execute and deliver a release and discharge of the bond involved. Upon the refusal of the surety company to pay the demand, the [commissioner] *commission* shall thereupon bring an action on the bond in behalf of said creditors. Upon any action being commenced on said bond, the [commissioner] *commission* may require the filing of a new bond and immediately upon the recovery in any action on such bond such broker shall file a new bond and upon failure to file the same within 10 days in either case, such failure shall constitute grounds for the suspension or revocation of his license.

SEC. 29. Section 8938.4 of said code is amended to read:

8938.4. Upon the filing of notice with the [commissioner] *commission* by any surety of its withdrawal as surety for any licensee pursuant to Section 2851 of the Civil Code, the [commissioner] *commission* shall forthwith give notice to the licensee of the withdrawal which notice shall be by registered mail with request for return receipt and shall be addressed to the licensee at his principal office as shown by the records of the [commissioner] *commission*. The license of any licensee shall be

suspended and shall be returned to the [commissioner] *commission* upon the termination of the bond of the surety as provided in Section 2851, unless, prior to the termination, a new bond has been filed with the [commissioner] *commission*."

Amendment No. 9

On page 5, line 40, strike out "SEC. 29", and insert "SEC. 30".

Amendment No. 10

On page 6, line 1, strike out "SEC. 30", and insert "SEC. 31".

Amendment No. 11

On page 6, line 13, strike out "SEC. 31", and insert "SEC. 32".

Amendment No. 12

On page 6, line 17, strike out "SEC. 32", and insert "SEC. 33".

Amendment No. 13

On page 6, line 18, strike out "SEC. 33", and insert "SEC. 34".

Amendment No. 14

On page 6, line 23, strike out "SEC. 34", and insert "SEC. 35".

Amendment No. 15

On page 7, line 4, strike out "SEC. 35", and insert "SEC. 36".

Amendment No. 16

On page 7, line 18, strike out "SEC. 36", and insert "SEC. 37".

Amendment No. 17

On page 7, line 44, strike out "SEC. 37", and insert "SEC. 38".

Amendment No. 18

On page 8, line 4, strike out "SEC. 38", and insert "SEC. 39".

Amendment No. 19

On page 8, line 9, strike out "SEC. 39", and insert "SEC. 40".

Amendment No. 20

On page 8, line 10, strike out "SEC. 40", and insert "SEC. 41".

Amendment No. 21

On page 8, line 37, strike out "SEC. 41", and insert "SEC. 42".

Amendment No. 22

On page 9, line 4, strike out "or".

Amendment No. 23

On page 9, line 6, after "one year", strike the period, and insert "; or".

Amendment No. 24

On page 9, line 9, strike out "SEC. 42", and insert "SEC. 43".

Amendment No. 25

On page 9, line 22, strike out "SEC. 43", and insert "SEC. 44".

Amendment No. 26

On page 9, line 23, strike out "SEC. 44", and insert "SEC. 45".

Amendment No. 27

On page 9, line 31, strike out "SEC. 45", and insert "SEC. 46".

Amendment No. 28

On page 9, line 37, strike out "SEC. 46", and insert "SEC. 47".

Amendments read, and adopted.

Further Amendments to Senate Bill No. 2001

Motion to Amend

Senator Kraft moved the adoption of the following amendment:

Amendment No. 1

On page 5 of the printed bill, as amended in Senate April 26, 1957, strike out lines 6 to 9, inclusive, and insert

"(d) To a transaction involving the sale of a new yacht or ship."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1463—An act to add Section 782.4 to the Agricultural Code, relating to agriculture.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1845—An act to amend Section 559 of, and to add Section 631.5 to, the Agricultural Code, relating to the manufacture and sale of semifrozen milk drinks.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1920—An act to amend Section 403.5 of the Agricultural Code, relating to grazing.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1671—An act to amend Section 427.4 of the Agricultural Code, relating to stabilization and marketing plans for fluid milk and fluid cream.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1526—An act to amend Section 25 of the Agricultural Code, relating to plant and animal industry.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in Senate May 2, 1957, after "confirmed", insert "within 24 hours".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 583—An act to add Section 15104.5 to the Revenue and Taxation Code, relating to the gift tax consequences of the creation of a joint tenancy in husband and wife.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1918—An act to add Section 1094.5 to the Code of Civil Procedure, relating to tax assessments.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2667—An act to add Section 3791.4 to the Revenue and Taxation Code, relating to the purchase of tax-deeded or tax-sold

property held in trust for public park purposes, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1664—An act to amend Sections 6004, 6005, 6006, 6007, 6081, 6083 and 6084 of the Business and Professions Code, relating to enrollment and discipline of active and inactive members of the State Bar of California.

Bill read second time, ordered engrossed, and to third reading.

Assembly Bill No. 3152—An act to amend Section 4057 of the Business and Professions Code, relating to the sale of drugs.

Bill read second time, ordered engrossed, and to third reading.

Assembly Bill No. 3978—An act to add Section 1102.5 to the Agricultural Code, relating to eggs.

Bill read second time, ordered engrossed, and to third reading.

Assembly Bill No. 3218—An act to amend Section 559 of, and to add Section 631.5 to, the Agricultural Code, relating to the manufacture and sale of semifrozen milk drinks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 6, 1957, strike out "Section 631.5", and insert "Section 631.5 and 631.6".

Amendment No. 2

On page 1, line 7, after "mix", insert "or sterilized milk drink mix".

Amendment No. 3

On page 1, line 10, after "mix", insert "or sterilized milk drink mix".

Amendment No. 4

On page 1, line 11, strike out ", and", and insert ". Such a milk drink".

Amendment No. 5

On page 1, line 13, after "F.", insert "and shall then contain not less than 3.5 percent of butterfat and not more than 75,000 bacteria per gram. No milk or milk products other than market milk or market skim milk or market cream shall be combined with or added to milk drink mix or sterilized milk drink mix in the freezing device in the making of such milk drinks."

Amendment No. 6

On page 1, lines 15 and 16, strike out "product used in the semifrozen milk drinks referred to in Section 559", and insert "market milk product".

Amendment No. 7

On page 2, strike out lines 2 to 5, inclusive, and insert "shall be pasteurized. Each manufacturer of milk drink mix".

Amendment No. 8

On page 2, after line 8, insert

"SEC. 3. Section 631.6 is added to said code, to read:

631.6. Sterilized milk drink mix is a milk product which has been subjected to a temperature high enough to sterilize the product. Sterilized milk drink mix shall contain not less than 12 percent total milk solids, not less than 4 percent butterfat, and not more than one-half of one percent of pure and harmless edible stabilizer

and may contain sweetening and harmless coloring and flavoring. Sterilized milk drink mix shall be packaged by the manufacturer in sterile hermetically sealed metal containers. Each manufacturer of sterilized milk drink mix shall, upon the request of the department, submit the names and delivery locations of all persons who receive sterilized milk drink mix from such manufacturer."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1064—An act to amend Sections 11452, 11495, 11553, 11572, 11573, 11574 and 11752 of the Revenue and Taxation Code, and to add thereto Sections 11574.5, 11750 and 11753, all relating to the private car tax.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 2, line 29, of the printed bill, strike out "the".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3561—An act to amend Sections 3358 and 4217 of the Revenue and Taxation Code, relating to notices in connection with unpaid taxes on real property and eliminating the right to use the partial payment plan of redemption of tax-deeded property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In the first line of the title of the amended bill, after "3358", insert "3552.4, 3656, 3696.5, 3704, 3797, 3803, 3804, 3908".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

In line 14, after "SEC. 2.", insert

"Section 3552.4 of said code is amended to read:

3552.4. The notice of agreement shall state:

- (a) A description of the property.
- (b) The name of the last assessee of all or any portion of the property.
- (c) That an agreement for the sale of the property has been made by the board of supervisors of the county with the administering agency named in the agreement.
- (d) That a copy of the agreement is on file in the office of the board of supervisors.

(e) There shall also be a statement that if the property is not redeemed [or an installment plan of redemption is not initiated] before the effective date of the agreement the right of redemption will cease.

SEC. 3. Section 3656 of said code is amended to read:

3656. Every lease made under this chapter shall provide that the Controller may cancel the lease as of the date of redemption from tax sale [, as of the date of the first payment under a plan for the payment of delinquent taxes in installments,] or as of the date of a sale terminating the right of redemption, and that the lessee is not thereupon entitled to any damages or reimbursement except as provided in this section. On redemption, [first installment payment,] sale of the property, or cancellation of a lease, the Controller may refund from the Tax-Deeded Land Rental Trust Fund to the lessee the unearned portion of any rental paid in advance.

SEC. 4. Section 3696.5 of said code is amended to read:

3696.5. If a taxing agency objects to the sale, the tax collector shall so notify the applicant, and he may withdraw his application before the sale. The entire deposit shall be returned to the applicant if:

(a) The property or any portion thereof is redeemed [or payments under an installment payment plan are commenced] before the sale.

(b) The applicant fails to secure the property on his bid at the sale.

(c) After the objection of a taxing agency to the sale, the applicant withdraws his application before the sale or the tax collector excludes the property from the sale.

(d) A taxing agency objects to the sale and before the date of sale applies to purchase the property under Chapter 8 of this part.

(e) A taxing agency or revenue district objects to the sale and applies to purchase a portion of the property; provided, however, that if the applicant in writing directs the tax collector to proceed with the sale of the remaining portion the tax collector shall do so and retain the deposit, in which event, if the publication of notice of intended sale has been commenced or the notice mailed, it shall not be necessary to publish or mail a new notice.

(f) The property is excluded from the sale by the tax collector, either before or after the notice is published.

SEC. 5. Section 3704 of said code is amended to read:

3704. The notice of intended sale shall state:

(a) The time and place of the intended sale;

(b) A description of the property to be sold;

(c) The name of the last assessee of the property;

(d) If the right to redeem the property has not already been terminated, there shall also be a statement that if the property is not redeemed [or an installment plan of redemption initiated] before it is sold, the right of redemption will cease.

SEC. 6. Section 3797 of said code is amended to read:

3797. The notice of agreement shall state:

(a) A description of the property substantially as described in the agreement.

(b) The name of the last assessee of the property. To ascertain the name of the last assessee of the tax-deeded property an examination shall be made of the assessment of this property on the last equalized roll, or if this property does not appear thereon, the last previous roll on which it was assessed.

(c) That an agreement for the sale of the property or for an option to purchase it, or both, as the case may be, has been made by the board of supervisors of the county with the taxing agency named in the agreement and has been approved by the Controller.

(d) That a copy of the agreement is on file in the office of the board of supervisors.

(e) If the right to redeem the property has not already been terminated, there shall also be a statement that unless the property is redeemed [or an installment plan of redemption is initiated] before it is sold, the right of redemption will cease.

SEC. 7. Section 3803 of said code is amended to read:

3803. If all or any portion of the property is redeemed [or an installment plan of redemption is initiated] within 21 days after the first publication and the mailing of the notice of agreement whichever is later, the agreement is null as to the property redeemed [or under the installment plan of redemption].

SEC. 8. Section 3804 of said code is amended to read:

3804. If any portion of the property is not so redeemed [or an installment plan of redemption initiated], the tax collector shall, without charge, execute to the purchaser a deed of the property as to which either:

(a) The agreement provides that no payment is to be made by the purchaser, or

(b) There has been paid the purchase price in compliance with the terms of the agreement.

SEC. 9. Section 3908 of said code is amended to read:

3908. Whenever any taxing agency other than the county or State shall have elected to be the sale or rental agency as in this chapter provided and the interest of the State and county is to be acquired, the following proceeding terminating the right of redemption shall be had:

(1) The county tax collector shall on request of the agency give notice of the intended sale, which notice shall describe the property, state the name of the last assessee of the property, and state that unless sooner redeemed [or an installment plan of redemption initiated], all right of redemption of said property shall cease 21 days after the first publication or posting of said notice and mailing of a copy of the notice to the last assessee.

(2) The tax collector shall cause said notice to be published once a week for three successive weeks in a newspaper of general circulation published in the county, or, if none, then by posting copies of the notice in three public places in the county.

(3) Within five days after the first publication of the notice, the tax collector shall mail a copy of it by registered mail to the last assessee of each portion of the property at his last known address. It is not necessary to mail a copy of the notice

to any party who files with the tax collector a written acknowledgment of receipt of a copy of the notice or a waiver of the notice.

(4) The cost of giving the notice shall be paid by the taxing agency by which the property is to be or may be purchased.

(5) Affidavits showing that the notice has been given as prescribed shall be filed in the office of the county tax collector.

(6) If any portion of the property is not redeemed within 21 days after the first publication and mailing of the notice, the tax collector shall, without charge, execute to the taxing agency a deed to the unredeemed property.

(7) On the execution of the deed, all right to redeem the property from sale to the State is terminated. The deed conveys to the taxing agency all the State's interest in the property.

(8) If the lands as to which the right of redemption has been thus terminated are not sold into private ownership within the period the taxing agency is exclusive sales and rental agency, the taxing agency shall execute a deed to the State reconveying to the State all the right, title and interest of the State in the property which such taxing agency obtained by the deed of the tax collector pursuant to this chapter. Thereafter, such property shall be held as tax-deeded property by the State. The Controller shall provide uniform blanks on which such reconveyances shall be made.

There shall be the same number of duplicates as is required for deeds to the State for taxes, and the same procedure shall be followed in recording such deeds as is provided by law for the recording of deeds to the State for taxes.

SEC. 10."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 3119—An act to amend Section 23184 of the Revenue and Taxation Code, relating to franchise taxes of financial corporations.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3562—An act to validate certain acts of taxing agencies and revenue districts and of their officers, relating to property taxation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3563—An act to amend Sections 107, 2189.5, and 2916 of the Revenue and Taxation Code, relating to the time in which personal property may be seized and sold for unpaid taxes.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3564—An act to amend Sections 155, 2612.5, 2804, and 2805 of, and to add Section 2612.6 of, and to repeal Section 4188, of the Revenue and Taxation Code, relating to property taxes.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3565—An act to repeal Sections 3731, 4107, and 4111 of, and to add Section 3731 to the Revenue and Taxation Code, relating to refunds of purchase price of erroneously sold tax-deeded property, the Controller's receipt for redemption and the recorders notation of redemptions.

Bill read second time, and ordered to third reading.

Assembly Bill No. 344—An act to add Chapter 4 to Part 2, Division 1, Title 5, of the Government Code, relating to the collection of special assessments.

Bill read second time, and ordered to third reading.

Senator Collier Presiding

At 3.26 p.m., Senator Randolph Collier of the Second District, presiding.

THIRD READING OF SENATE BILLS

Senate Bill No. 1220—An act to add Section 20921.2 to the Government Code, relating to the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, Miller, Regan, Richards, Short, Sutton, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 1689—An act to amend Section 1026a of the Penal Code, relating to mental illness.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Erhart, Farr, Grunsky, Hollister, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Short, and Teale—22.

NOES—Senators Breed, Busch, Desmond, Dilworth, Donnelly, Dorsey, Gibson, Ed. C. Johnson, Sutton, Thompson, and Williams—11.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1651—An act to amend Section 3075 of the Penal Code, relating to county boards of parole commissioners.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Short, Thompson, and Williams—29.

NOES—Senators Desmond, Dilworth, and Donnelly—3.

Bill ordered transmitted to the Assembly.

President of the Senate Presiding

At 3.55 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Senate Bill No. 1995—An act relating to the planning, financing, construction and operation of the facilities of the San Luis Project which may be used jointly by the State and the United States, and making an appropriation therefor, and declaring the urgency thereof to take effect immediately.

Bill read third time.

Motion to Amend

Senator Sutton moved the adoption of the following amendments:

Amendment No. 1

On page 3 of the printed bill, as amended in Senate May 7, 1957, between lines 44 and 45, insert

"(1) If the proposed use of the joint-use facilities, and other facilities of the Federal Central Valley Project in connection therewith, contemplates the use of water from the Trinity River transported by way of the channel of the Sacramento River,

consideration shall be given in any plans and specifications for the construction of any such facilities to possible seepage or other damage to lands adjacent to the Sacramento River."

Amendment No. 2

On page 3, between lines 44 and 45, insert

"(m) If the proposed use of the joint-use facilities, and other facilities of the Federal Central Valley Project in connection therewith, contemplates the use of water or power developed from the Trinity River, adequate reservations of water and power shall be made for the present and future needs of Tehama, Glenn, Colusa and Butte Counties, and the northern portion of Yolo County, of power and of water for irrigation and other reasonable beneficial purposes."

Amendment No. 3

On page 4, between lines 34 and 35, insert

"11516. The Department of Water Resources, in carrying out any of its powers and duties under this chapter or under any agreement entered into pursuant to this chapter, shall, if the proposed use of the joint-use facilities, and other facilities of the Federal Central Valley Project in connection therewith, contemplates the use of water or power developed from the Trinity River, take such steps as are necessary to assure that adequate reservations of water and power are made for the present and future needs of Tehama, Glenn, Colusa, and Butte Counties, and the northern portion of Yolo County, of power and of water for irrigation and other reasonable beneficial purposes. The State Water Rights Board shall take such further action as it deems necessary to accomplish the purposes of this section."

Amendments read.

Division Requested

Senator Cobey requested a division of the amendments submitted by Senator Sutton, that Amendment No. 1, No. 2, and No. 3 be considered separately.

Consideration of Amendment No. 1

Amendment No. 1

On page 3 of the printed bill, as amended in Senate May 7, 1957, between lines 44 and 45, insert

"(1) If the proposed use of the joint-use facilities, and other facilities of the Federal Central Valley Project in connection therewith, contemplates the use of water from the Trinity River transported by way of the channel of the Sacramento River, consideration shall be given in any plans and specifications for the construction of any such facilities to possible seepage or other damage to lands adjacent to the Sacramento River."

Amendment read, and adopted.

Consideration of Amendment No. 2

Amendment No. 2

On page 3, between lines 44 and 45, insert

"(m) If the proposed use of the joint-use facilities, and other facilities of the Federal Central Valley Project in connection therewith, contemplates the use of water or power developed from the Trinity River, adequate reservations of water and power shall be made for the present and future needs of Tehama, Glenn, Colusa and Butte Counties, and the northern portion of Yolo County, of power and of water for irrigation and other reasonable beneficial purposes."

Amendment read.

Roll Call Demanded

Senators Sutton, Gibson and Murdy demanded a roll call.

The roll was called, and Amendment No. 2 submitted by Senator Sutton to Senate Bill No. 1995 was refused adoption by the following vote:

AYES—Senators Abshire, Beard, Byrne, Coombs, Desmond, Dilworth, Dorsey, Erhart, Gibson, Hollister, Ed. C. Johnson, Kraft, Murdy, Richards, and Sutton—15.

NOES—Senators Arnold, Berry, Breed, Brown, Burns, Busch, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Short, Teale, Thompson, and Williams—23.

Consideration of Amendment No. 3 Submitted by Senator Sutton to
Senate Bill No. 1995

Amendment No. 3

On page 4, between lines 34 and 35, insert

"11516. The Department of Water Resources, in carrying out any of its powers and duties under this chapter or under any agreement entered into pursuant to this chapter, shall, if the proposed use of the joint-use facilities, and other facilities of the Federal Central Valley Project in connection therewith, contemplates the use of water or power developed from the Trinity River, take such steps as are necessary to assure that adequate reservations of water and power are made for the present and future needs of Tehama, Glenn, Colusa, and Butte Counties, and the northern portion of Yolo County, of power and of water for irrigation and other reasonable beneficial purposes. The State Water Rights Board shall take such further action as it deems necessary to accomplish the purposes of this section."

Amendment read.

Roll Call Demanded

Senators Sutton, Gibson, and Beard demanded a roll call.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Sutton moved a call of the Senate.

Motion carried. Time, 4.35 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
FURTHER CONSIDERATION OF SENATE BILL NO. 1995

Further amendments to Senate Bill No. 1995 submitted by Senator Desmond.

Motion to Amend

Senator Desmond moved the adoption of the following amendment:

Amendment No. 1

On page 4, line 24, of the printed bill, as amended in Senate May 7, 1957, strike out "and the", and insert "and no water which has been stored in any facilities other than those operated by the United States on the effective date of this section, shall be required to be released to prevent such intrusion at any time when diversions are being made from the Sacramento-San Joaquin Delta for storage at San Luis Reservoir. The".

Amendment read, and adopted.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 55—An act to add Chapter 7.5 (commencing with Section 8201) to Part 2 of, and to add Part 2.5 (commencing with Section 8298.01) to, Division 9 of the Streets and Highways Code, relating to grade crossings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Teale, Thompson, and Williams—36.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1337—An act to add Division 3.5, the Street and Road Bond Act of 1957, to the Streets and Highways Code, relating to the issuance and sale of bonds to finance the immediate construction of county roads and city streets, such bonds to be payable solely from certain portions of the State Highway Fund and Highway Users Tax Fund, and authorizing the immediate expenditure of the proceeds from the sale of such bonds for the construction of such roads and streets.

Bill read third time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 5, line 5, of the printed bill, as amended in Senate May 9, 1957, after the period, insert "Before selling the bonds, or any part thereof, the board shall give notice not less than 10 days prior to the date of sale by publication in a newspaper of general circulation circulating in the county inviting sealed bids in such manner as the board shall prescribe. If satisfactory bids are received, the bonds offered for sale shall be awarded to the highest responsible bidder. If no bids are received, or if the board determines that the bids received are not satisfactory as to price or responsibility of the bidders, the board may reject all bids received, if any, and either readvertise or sell the bonds at private sale."

Amendment No. 2

On page 6, between lines 20 and 21, insert "2286. Whenever the board of supervisors deems that it will increase the salability or the price of the bonds to obtain, prior to or after sale, a legal opinion, other than that of the county counsel, as to the validity of the bonds, it may authorize the county treasurer to obtain such a legal opinion. Payment for such legal services shall be made out of the proceeds of the sale of the bonds."

Amendment No. 3

On page 9, line 38, after the period, insert "Before selling the bonds, or any part thereof, the board shall give notice not less than 10 days prior to the date of sale by publication in a newspaper of general circulation circulating in the city inviting sealed bids in such manner as the board shall prescribe. If satisfactory bids are received, the bonds offered for sale shall be awarded to the highest responsible bidder. If no bids are received, or if the board determines that the bids received are not satisfactory as to price or responsibility of the bidders, the board may reject all bids received, if any, and either readvertise or sell the bonds at private sale."

Amendment No. 4

On page 11, between lines 5 and 6, insert "2336. Whenever the legislative body of the city deems that it will increase the salability or the price of the bonds to obtain, prior to or after sale, a legal opinion, other than that of the city attorney, as to the validity of the bonds, it may authorize the city treasurer to obtain such a legal opinion. Payment for such legal services shall be made out of the proceeds of the sale of the bonds."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1905—An act to amend Section 232 of the Water Code, relating to determination of water supplies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1984—An act to amend Section 21 of the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289 of the Statutes of 1955), relating to the powers of the authority created under said act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cohey, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2132—An act to amend Section 12618 of the Water Code, relating to water development projects.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cohey, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2212—An act to amend Chapter 1434, Statutes of 1955, "An act to provide for a study of the junction point barrier and appurtenant facilities, the Abshire-Kelly Salinity Control Barrier Act of 1955, relating to barriers for salinity and flood control purposes, declaring the urgency thereof, to take effect immediately."

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cohey, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 67—An act to create the Shasta County Water Agency for the conservation, storage, and distribution of the water within the agency, and prescribing its organization, powers, and duties.

Bill read third time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 24, of the printed bill, as amended in Senate May 10, 1957, strike out "desiganted", and insert "designated".

Amendment No. 2

On page 4, line 17, strike out "respectfully", and insert "respectively".

Amendment No. 3

On page 9, line 27, before "unani-", insert "by".

Amendment No. 4

On page 12, lines 47 and 48, strike out "Title 5, Division 2, Part 1, Chapter 8 (commencing with Section 54900)", and insert "Chapter 8 (commencing at Section 54900), Part 1, Division 2, Title 5".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 4.58 p.m., on motion of Senator Sutton, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Amendment No. 3 submitted by Senator Sutton to Senate Bill No. 1995 was refused adoption by the following vote:

AYES—Senators Abshire, Byrne, Coombs, Desmond, Dilworth, Dorsey, Erhart, Gibson, Ed. C. Johnson, Murdy, and Sutton—11.

NOES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Teale, Thompson, and Williams—27.

Senate Bill No. 1995 ordered reprinted and to third reading.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

Secretary J. A. Beek at the Desk

Senate Bill No. 1794—An act to amend Section 32 of, and to add Section 37 to, the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289 of the Statutes of 1955), and to amend Section 22 of the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to the Santa Clara-Alameda-San Benito Water Authority and to districts organized and operating under the Water Conservation Act of 1931.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 5.05 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Bill No. 2174—An act to add Chapter 5 to Part 6 of Division 6 (commencing at Section 12880) of the Water Code, declaring the policy of the State, relating to financial assistance to public agencies in the construction of water development projects.

Bill read third time.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Grunsky moved a call of the Senate.

Motion carried. Time, 5.10 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

Senate Bill No. 1326—An act to add Section 5017 to the Public Resources Code, relating to state-owned beach and park lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2638—An act to add Section 5009 to the Water Code, relating to recordation of water extractions and diversions.

Bill read third time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate May 10, 1957, after "Angeles", insert "and that portion of the County of San Bernardino located within the exterior boundaries of the San Bernardino Valley Water Conservation District".

Amendment read, and refused adoption.

Motion to Re-refer Senate Bill No. 2638

Senator Dilworth moved that Senate Bill No. 2638 be re-referred to Committee on Water Resources.

Motion carried.

Senate Bill No. 1027—An act to amend Section 12000 of the Health and Safety Code, relating to public health and safety, and, more particularly, to regulation of explosives.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 221—An act to amend Sections 21200, 21201, and 21208 of the Financial Code, and Sections 343 and 11108 of the Penal Code, and to add Section 21208 to the Financial Code, relating to pawnbrokers.

Bill read third time.

Motion to Amend

Senator Busch moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 33, of the printed bill, as amended in Senate May 10, 1957, strike out "violations", and insert "violation".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2671—An act to add Section 829.31 to the Agricultural Code, relating to cantaloupes, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 570—An act to amend Section 1552.6 of the Welfare and Institutions Code, relating to the location and prosecution of parents of abandoned children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2503—An act declaring portions of the lands granted to the County of Orange by an act entitled "An act granting certain tidelands and submerged lands of the State of California to the County of Orange in said State upon certain trusts and conditions," approved May 25, 1919, as amended, which have been and which may be hereafter improved, filled, and reclaimed, unavailable and unuseful for navigation, commerce, and fisheries, and excluding such portions

from use for navigation, commerce, and fisheries, and providing that such portions, and other portions of the lands granted by said act, may be irrevocably alienated and conveyed free of public use and trust by the said county, by exchanging such lands with the owner or owners of uplands contiguous thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

Ayes: Senators Abshire, Arnold, Beard, Berry, Dyer, Dyer, E. P. Bess, Byrne, Cunningham, Gandy, Gandy, Gandy, Gandy, Gandy, Gandy, Gandy, Dorsey, Erhart, Farr, Gilson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Tule, Thompson, and Williams, 25.

Nays: None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1447—An act to add Section 1677 to the Civil Code, relating to unlawful contracts.

Bill read third time.

Motion to Amend

Senator Murdy moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 8, 1957, after line 21, insert

"For the purpose of this section "fixture" shall not include stoves, gas or electric ranges, refrigerators, freezers or like appliances."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 617—An act to amend Section 3273 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to fish and game.

Motion to Refer Bill to Inactive File

Senator Dorsey moved that Assembly Bill No. 617 be placed on the inactive file.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT

Senator Cunningham asked for, and was granted, unanimous consent to take up Senate Resolution No. 124, at this time, for consideration.

CONSIDERATION OF SENATE RESOLUTION No. 124

Senate Resolution No. 124

Relative to the land use program for the Lower Colorado River

WHEREAS, The Parker Dam County Recreation District has been created in San Bernadino County, commencing on its entire land owned by the United States; and

WHEREAS, The United States Department of the Interior has under consideration at the present time numerous proposals which would affect the use of the land along the Colorado River below Parker Dam; and

WHEREAS, Such proposals would, in their present form, adversely affect the administration of said lands by the Parker Dam County Recreation District; and

WHEREAS, Said district is authorized under the laws of this State to lease or otherwise acquire control of all or any of the land in the district from the United States upon such terms as may be mutually agreed upon by the trustees of the

district and the United States, and to, in turn, rent or sublease any of such land to any person for any purpose, recreational or otherwise, not inconsistent with the terms of the lease or other agreement under which the district holds the land under the United States; now, therefore, be it

Resolved by the Senate on the report of the Committee on the Districts of the United States and the United States Department of the Interior are respectfully memorialized to give consideration to leasing or giving control to the Parker Dam County Recreation District the lands located within the boundaries of said district and that the department be requested to take no action with respect to land use which will affect the operation of said district; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit copies of this resolution to the President and Vice President of the United States, the Secretary of the Interior, the Speaker of the House of Representatives, and each Senator and Representative from California in the Congress of the United States.

Resolution read, and adopted on a motion by Senator Cunningham.

REQUEST FOR UNANIMOUS CONSENT

Senator Cunningham asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 38, at this time, for consideration.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 38

Senate Joint Resolution No. 38—Relative to the land use program for the Lower Colorado River.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5.46 p.m., on motion of Senator Grunsky, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 2174 passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Miller, Montgomery, Regan, Short, Teale, Thompson, and Williams—28.

NOES—Senators Beard, Collier, Dilworth, Dorsey, Kraft, McBride, Murdy, Richards, and Sutton—9.

Bill ordered transmitted to the Assembly.

MOTION TO PRINT OPINION OF LEGISLATIVE AUDITOR

Senator Cobey moved that the following opinion of the Legislative Auditor regarding Senate Bill No. 325 be printed in the Journal in 10-point type.

Motion carried.

OPINION OF LEGISLATIVE AUDITOR

JOINT LEGISLATIVE BUDGET COMMITTEE

CALIFORNIA LEGISLATURE, SACRAMENTO, May 10, 1957

*Hon. James A. Cobey, Senator, Twenty-fourth District
Room 4070, State Capitol, Sacramento, California*

DEAR SENATOR COBEY: Pursuant to your request, submitted herewith is a corrected statement of the estimated effect of Senate Bill No. 325 as proposed to be amended by your Fish and Game subcommittee, on the Fish and Game Preservation Fund in Fiscal Year 1957-58. Further clarification of the dates on which the various code sections are to become effective has necessitated this alteration in the schedule originally submitted to your subcommittee.

To apprise you of the necessity for and effect of the proposed categorical license and fee increases, following is a resume of each:

Sport and Commercial Fishing

In reference to the attached Fish and Game Revenue and Expenditure Table, it is estimated on the basis of available data that the total Marine Fishery Branch operation is adequately sustained according to current income, and for that reason your subcommittee excluded the ocean sport fisherman from any license increase. However, in recognition of the efforts of this branch in attempting to sustain the commercial fishing industry, it was felt that that industry should defray a greater proportionate share of the costs involved. For that reason, and in consideration of the economic benefits involved, your subcommittee felt justified in recommending a \$10 increase in the commercial fishing license fee.

Regarding the sport fishing license increases recommended, the table further illustrates that the inland fisheries activity is one of major expense and is responsible for the greatest proportion (74 percent) of the existing deficit in departmental operations.

It has been ascertained that the catchable trout program and other programs for the enhancement of the mountain trout fishery constitute the most expensive portion of the inland fishery program. It is felt that those sportsmen who choose to avail themselves of trout fishing should bear the cost of that program, and for this reason your subcommittee has recommended a \$5 license for that category. The \$5 license also permits the purchaser to fish in any waters of the State thus permitting this license holder to take advantage of each program and facility of all the department's fisheries activities.

The subcommittee felt that special consideration should be afforded those sportsmen who do not avail themselves of the mountain trout program but who do fish in both the ocean and inland waters. It was felt that although this group should not be penalized for the costly trout program, it should however help defray the deficiencies existing throughout the inland fishing operation attributable to special studies, increased patrol costs and general increases in operational costs due to increased wages and related expenses since 1947, the date of the last license increase. Your subcommittee felt that a \$4 license fee was justified under these conditions, which license affords the purchaser the

opportunity of fishing for both ocean and inland fish species including steelhead trout but excluding all other types of trout.

Hunting

Since the aforementioned last license increase passed by the Legislature in 1947, over-all costs of the Department of Fish and Game on programs approved by the Legislature have increased 97 percent while income has only increased 20 percent. Some of the specific programs have grown in scope to meet population pressures in such a manner as to exceed the revenues originally felt sufficient to defray them. Among those programs, and contributing to the departmental operation deficiency, are the pheasant and deer management ones, as is illustrated in the accompanying table. Salary increases, game food costs, more intensive management on reduced game habitat and expanded patrol made necessary as more hunters go into the field are a few factors contributing to these deficiencies.

Your subcommittee felt that those programs directly affected by and benefitting certain hunters should be defrayed by those people, and therefore recommended that both the deer and pheasant tags be increased by one dollar to accomplish that purpose.

Furthermore, because of the factors outlined above which have increased the over-all cost of departmental operation in the last decade, your subcommittee has recommended a general hunting license increase of one dollar to insure an equitable distribution of sportsman participation in defrayment of departmental expenditures.

The table presented as an adjunct to this report is as accurate as your committee can determine in the absence of a detailed cost accounting system in the department. It is difficult to pro rate wildlife protection and administrative overhead costs to the various functional programs in view of the overlapping nature of both activities. However, it is felt that in order to solve the critical deficiency operation of the department without which solution many programs would have to be seriously curtailed in the face of the continuing and increasing need of expanding rather than reducing them, your subcommittee feels that the license and fee increases recommended are in the best interest of both sound administrative management and the sportsman.

Your subcommittee further feels that the \$250,000 recommended in the amendments to Senate Bill No. 325 to be appropriated out of the additional income to the department for a thorough functional study of the State's fish and game programs will afford the Legislature tools to insure the economical application of departmental revenues.

Sincerely,

A. ALAN POST, Legislative Auditor

Fish and Game Preservation Fund Estimated Revenue and Expenditure as Affected by Senate Bill No. 325 as Proposed to Be Amended

Program	Phase cost	Total program cost *	Present total sportsman and miscellaneous income	Present commercial fishing income	Deficiency	Surplus	Recommended licenses and fees	Increased revenue from license increase	Estimated surplus provided over program by increase †
Marine Fisheries:									
Branch operations	\$1,113,000								
Wildlife protection pro rata	830,000								
Administrative overhead pro rata	70,000								
		\$2,013,000	\$1,470,000	\$683,000		\$140,000	\$20 ¹	\$100,000	\$240,000
Inland Fisheries:									
Inland fisheries activities	2,202,000								
Wildlife protection pro rata	1,050,000						4 ²		
Administrative overhead pro rata	615,000						5 ³	1,778,000	641,000
Game Management:									
Game management activities									
Deer	\$392,000								
Wildlife protection pro rata	300,000								
		3,867,000	2,730,000		1,137,000				
Total deer phase	692,000		475,000		217,000		2¹	475,000	258,000
Pheasant									
Wildlife protection pro rata	100,000								
		415,000	225,000		190,000		2 ⁶	225,000	35,000
Total pheasant phase	100,000		225,000		190,000		2⁶	225,000	35,000
Other game management									
Wildlife protection pro rata	943,000								
Administrative overhead pro rata on all game management phases	600,000								
		1,843,000	1,950,000			107,000	4 ⁶	650,000	757,000
Total other game management	1,843,000		1,950,000			107,000	4⁶	650,000	757,000
Total game management program		2,950,000	\$6,850,000	\$683,000	\$1,544,000	\$247,000		\$3,228,000	\$1,931,000
		\$8,830,000							

* Includes salary increases, state share of Blagell-Johnson and Pittman-Robertson programs, special studies, approved commission and committee activities, capital outlay and conservation education.
† As applied for full fiscal year operation against Fiscal Year 1957-58 level of service.
¹ \$20—Commercial fishing license—Increase of \$10.
² \$4—Sport fishing license all species including steelhead trout but excluding other trout—Increase of \$1.
³ \$5—All purpose sport fishing license—Increase of \$2.
⁴ \$2—Deer tag—Increase of \$1.
⁵ \$2—Pheasant tag—Increase of \$1.
⁶ \$4—General hunting—Increase of \$1.

Analysis of Senate Bill No. 325

(As Proposed to be Amended in Senate May 8, 1957)

Additional Revenue: \$3,228,000 for full fiscal year operation.

Analysis:

As amended, it is estimated that Senate Bill No. 325 will result in an increased revenue to the Department of Fish and Game in the amount of \$3,228,000 in a full fiscal year operation according to the following schedule:

<i>License classification</i>	<i>Fee</i>	<i>License buyers</i>	<i>Fee increase</i>	<i>Additional revenue</i>
Fishing				
Sport fishing				
*Pacific Ocean only-----	\$3	168,000	None	-----
†General (inclusive of steel-head trout and all other specie of fish except other trout -----	4	630,000	\$1	\$630,000
‡All purpose -----	5	574,000	2	1,148,000
Commercial fishing -----	20	10,000	10	100,000
Hunting				
Resident hunting -----	4	650,000	1	650,000
Deer tags -----	2	475,000	1	475,000
Pheasant tags -----	2	225,000	1	225,000
Total additional revenue ----				\$3,228,000

(Total angling license sales (estimate) 1,400,000)

* 12 percent of total estimated to fish Pacific Ocean exclusively

.12 × 1,400,000 = 168,000 license sales

† 45 percent of total estimated in this category

.45 × 1,400,000 = 630,000 license sales

‡ 43 percent of total estimated in this category

-2 percent sales resistance

.41 × 1,400,000 = 574,000 license sales

Effect of Senate Bill No. 325 on Fish and Game Preservation Fund in
Fiscal Year 1957-58

Angling licenses to be effective January 1, 1958.

Hunting licenses to be effective July 1, 1958.

Additional revenue as a result of Senate Bill No. 325 in Fiscal Year 1957-58:

Hunting—Pheasant tag increase to be effective during pheasant season of 1957----- \$225,000

Angling

Average percentage of total fishing license sales January 1st to June 30th:

Angling, 65 percent of estimated additional revenue from full fiscal year operation ----- 1,155,700

Commercial, 50 percent of estimated additional revenue from full fiscal year operation ----- 50,000

To be applied against estimated 1957-58 deficit -----	\$1,430,700
Currently estimated deficit in Fiscal Year 1957-58 -----	1,277,019
Estimated income over expenditure on application of income from Senate Bill No. 325 during Fiscal Year 1957-58 -----	153,681
Estimated condition of Fish and Game Preservation Fund on June 30, 1957 -----	2,736,739
Estimated condition of Fish and Game Preservation Fund on June 30, 1958 -----	2,890,420
Reserved for Fish and Game Departmental Functional Survey -----	250,000
Net condition of Fish and Game Preservation Fund on June 30, 1958 -----	\$2,640,420

RESOLUTIONS

The following resolutions were offered:

By Senator Burns:

Senate Resolution No. 126

Relative to the creation of the Senate Interim Committee on Public Retirement Systems

Resolved by the Senate of the State of California, as follows:

1. The Senate Interim Committee on Public Retirement Systems is hereby created and authorized and directed to ascertain, study and analyze all facts relating to retirement systems for employees of the State and of local governmental agencies, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Senate, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of seven members of the Senate appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1959 Regular Session, with authority to file its final report not later than the legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of ----- dollars (\$-----) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the

expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Senator Farr:

Senate Resolution No. 127

Relating to the creation of a Distinguished Visitors Committee

WHEREAS, From time to time distinguished visitors, including members of foreign legislative bodies, as well as Members of the Congress of the United States, and legislators from other states visit the California State Senate; and

WHEREAS, The heavy legislative calendar of Members of the Senate and the large number of measures on the daily file frequently prevent the giving of a proper welcome and reception to such distinguished visitors; and

WHEREAS, The appointment of a Distinguished Visitors Committee whose membership would revolve, so as not to cause too great a burden on any Senator, would provide a means whereby such visitors might be accorded all of the hospitality and welcome of the Senate with the minimum amount of interference with regular legislative business; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate Distinguished Visitors Committee is hereby created. The committee shall consist of three Members of the Senate appointed from time to time by the Committee on Rules thereof. The members shall serve for a period not to exceed ----- days, in order that the duties imposed on the committee may be carried out without undue interference with any members primary legislative duties. The committee and its members shall greet and extend the hospitality of the Senate to all distinguished visitors to the Senate Chamber, including past Members of the Legislature, Congressmen, and foreign dignitaries.

Bill read third time, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolutions were introduced, and read:

Senate Concurrent Resolution No. 121: By Senators Farr and Robert I. McCarthy—Relative to congratulating and commending Lawrence Arnstein on a career of outstanding achievement in the field of public health.

Resolution ordered placed on third reading file.

Senate Concurrent Resolution No. 122: By Senator McBride—Relative to survey for relocation and widening of United States Highway 399.

Referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 56

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 56

Senator Hollister moved that Senate Bill No. 56 be amended and referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 56—An act to amend Sections 710 and 710.5 of the Vehicle Code, relating to weight limits for vehicles.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In the first line of the title of the printed bill, strike out "amend Sections 710 and 710.5 of", and insert "add Section 710.1 to".

Amendment No. 2

In the second line of the title, strike out "weight limits for vehicles", and insert "notice of intention by house moving contractors".

Amendment No. 3

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 710.1 is added to the Vehicle Code, to read:

710.1. Any house moving contractor or other person who by contract or otherwise moves or transports a dwelling house or other building across railroad tracks shall furnish to the railroad company operating such tracks written notice of intention to make such movement at least 24 hours prior to doing so."

Amendment No. 4

On page 1, strike out lines 3 to 29, inclusive; and on page 2, strike out lines 1 to 51, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Fish and Game**

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Senate Bill No. 60

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ED. C. JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 60

Senator Ed. C. Johnson moved that Senate Bill No. 60 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 60—An act to add Article 1.5 (commencing at Section 198) to Chapter 3, Division 2 of the Agricultural Code and to repeal Section 1324 of the Fish and Game Code, relating to nutria.

Bill read second time.

Motion to Amend

Senator Ed. C. Johnson moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, after "animals.", insert "The fee for such a permit is ten dollars (\$10)."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 2038

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 2038

Senator Kraft moved that Senate Bill No. 2038 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2038—An act to amend Section 4382 of the Business and Professions Code, relating to pharmacy.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In the first line of the title of the printed bill, strike out "amend Section 4382", and insert "add Section 4394".

Amendment No. 2

Strike out lines 1 to 10, inclusive, and insert

"SECTION 1. Section 4394 is added to the Business and Professions Code, to read: 4394. The board may bring an action to enjoin the violation of any provision of this chapter in any superior court in and for the county in which the violation has occurred. Any such action shall conform to the requirements of Chapter 3, commencing with Section 525, of Title 7 of Part 2 of the Code of Civil Procedure, except that the board shall not be required to allege facts necessary to show or tending to show lack of adequate remedy at law or irreparable damage or loss. Said action shall be brought in the name of the people of the State of California. Nothing in this section shall permit the bringing of any action with respect to any drug or product complying with the provisions of Sections 4052, 4055, 4057, 4058, or 4059 of this code, nor shall this section repeal, change, or affect any of these sections."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Assembly Bill No. 84

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 84

Senator Gibson moved that Assembly Bill No. 84 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 84—An act to amend Section 28146 of the Government Code, relating to compensation for public services in counties of the forty-sixth class.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 2, lines 5 and 6, of the printed bill, as amended in Assembly May 2, 1957, strike out "as secretary of the superior court,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 2074

Assembly Bill No. 2058

Assembly Bill No. 1373

Assembly Bill No. 2517

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 2074

Senator Kraft moved that Senate Bill No. 2074 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2074—An act to add Chapter 14 (commencing at Section 22501) to Division 8 of the Business and Professions Code, relating to the regulation and licensing of tournaments, competitions, and exhibitions.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike "Chapter 14 (commencing at Section 22501) to"; and strike out all of lines 2, 3, and 4, and insert "Chapter 3.5 (commencing with Section 19300) to Division 8 of the Business and Professions Code, and to amend Section 11461 of the Government Code, relating to the creation of the California Jai Alai Board, prescribing its powers and duties, and making an appropriation therefor."

Amendment No. 2

On page 1, strike out lines 1 to 10, inclusive, and insert

"SECTION 1. Chapter 3.5 (commencing with Section 19300) is added to Division 8 of the Business and Professions Code, to read:

CHAPTER 3.5. JAI ALAI

Article 1. General Provisions

19300. As used in this chapter:

- (a) "Board" means the California Jai Alai Board.
- (b) "Secretary" means the Secretary of the California Jai Alai Board.
- (c) "Jai alai" means that game of a Spanish-Basque origin variously known as "jai alai," "hi li," or "pelota" and played with wicker woven bats termed "cestas" and a ball termed a "pelota".

(d) "Fronton" means the structure or building containing the court, auditorium, amphitheater, patron seating, and all the space and area in connection with or incident to the exhibition of jai alai.

(e) "Pari-mutuel" means that method of mutual wagering upon the result of a competition or contest known variously as the "pari-mutuel method" or the "pari-mutuel system."

(f) "Contract-basque" is any contractual arrangement between players and patrons whereby the patrons of jai alai are enabled to contribute to prizes, purses, or premiums in behalf of a competing jai alai player, and thereby become entitled to a stipulated ratable share of the player's earnings or winnings in a particular competition or contest upon a fixed basis.

Article 2. Administration

19301. The jurisdiction and supervision over tournaments, competitions, and exhibitions in this State of jai alai on the result of which wagering is held or conducted, and over all persons having to do with the operation of such tournaments, competitions, and exhibitions, is vested in the California Jai Alai Board.

The board shall have all powers reasonably necessary and proper to enable it to carry out fully and effectually the purposes of this chapter and shall promulgate such rules and regulations as shall be consistent with its purpose.

19302. The board shall consist of three members appointed by the Governor for a term of four years. The term of office of each member shall begin on October 1, 1957. The terms of the members of the board first appointed under this chapter shall expire as follows: one member on October 1, 1958; two members on October 1, 1959; and one member on October 1, 1960.

Vacancies shall be filled by the Governor for the unexpired term.

Each member of the board shall be eligible for reappointment at the discretion of the Governor.

19303. Each member of the board shall have been a resident of this State for two years next preceding his appointment.

19304. Every person who holds any financial interest in a fronton or in the operation thereof within this State or in the operation of licensed wagering on the results of jai alai tournaments, competitions, and exhibitions, or who accepts any pecuniary reward from any fronton in this State or from its operation or from the operation of licensed wagering on the result of jai alai tournaments, competitions, and exhibitions, is disqualified for membership on the board or appointment or employment by the board.

19305. Nothing in this chapter shall be construed to keep a member of the board from participation as a patron in any jai alai event.

19306. The members of the board shall serve without compensation other than their necessary traveling expenses.

19307. The Governor may remove any board member for cause, first giving the member a copy of the charges against him and an opportunity to be heard.

19308. The board shall establish and maintain a general office for the transaction of its business at a place to be determined by the board. The board may hold meetings at any other place when the convenience of the members of the board requires.

A majority of the board constitutes a quorum for the transaction of business or for the exercise of any power of the board.

19309. The board shall biennially make a full report to the Legislature of its proceedings for the two fiscal years ending with the last day of June preceding the meeting of the Legislature in regular session, and shall embody therein such recommendations as it deems desirable.

19310. The board shall appoint a secretary who shall receive the annual salary provided by Chapter 6 (commencing with Section 11550) of Part 1 of Division 3 of Title 2 of the Government Code.

19311. The secretary shall keep a full and true record of all proceedings of the board, preserve at the general office all books, documents and papers of the board, prepare for service such notices and other papers as may be required of him by the board, and perform such other duties as the board may prescribe.

19312. The secretary may, under the direction of the board, issue subpoenas for the attendance of witnesses before the board with the same effect as if they were issued in an action in the superior court, and may, under direction of the board, administer oaths in all matters pertaining to the duties of his office or connected with the administration of the affairs of the board.

19313. Disobedience of a subpoena issued by the secretary and false swearing before such secretary shall be attended by the same consequence and shall be subject to the same penalties as if such disobedience or false swearing occurred in an action in the superior court.

19314. The board may require that the books and financial or other statements of any person, corporation, or association licensed under the provisions of this chapter shall be kept in any manner which to the board may seem best and which is not inconsistent with the manner prescribed and approved by the State Director of Finance.

19315. The board may visit, investigate, and place expert accountants and such other persons as it may deem necessary in the offices, frontons, or places of business of any such persons, corporation, or association, for the purpose of satisfying itself that this chapter and the board's rules and regulations are complied with.

19316. The board may compel the production of any and all books, memoranda, or documents showing the receipts and disbursements of any person, corporation, or association licensed under the provisions of this chapter.

19317. The board shall appoint such employees as may be necessary to carry out the provisions of this chapter.

19318. The salaries of the secretary and of the other employees of the board, and the necessary traveling expenses and other expenses of the secretary and members of the board shall be paid monthly by the State Treasurer on the warrant of the State Controller and the certification of the chairman of the board out of the money appropriated to be used therefor.

19319. In lieu of requiring an affidavit or other sworn statement in any application or other paper or document required to be filed with the board, and the board may require a certification thereof under the penalty of perjury, in such form as the board may prescribe. Any person who wilfully makes and subscribes any such certificate which is materially false in any particular is guilty of a felony and shall be punished in the manner prescribed by the Penal Code for the punishment of perjury.

Article 3. Licenses for Frontons

19330. The board may issue to any person, association, or corporation who makes application therefor in writing, who has complied with the provisions of this chapter, and who makes the deposit to secure payment of the license fee required by this article, a license to conduct jai alai tournaments, competitions, and exhibitions in accordance with this chapter at the fronton specified in the application.

19331. Prior to the issuance of any license to conduct any jai alai tournaments, competitions, and exhibitions at any fronton, the board shall make a determination that the conducting of jai alai tournaments, competitions, and exhibitions at such fronton will be in the public interest and will serve the purposes of this chapter and in no event shall a license be issued to any fronton located less than 50 miles from a fronton already licensed.

19332. Every license issued under this article shall specify the person, association, or corporation to whom the license is issued, the fronton where such jai alai tournaments, competitions, and exhibitions are to be held or conducted and the period of time for which the license is to be valid which shall in no event be for a longer period than one year from its date of issue.

19333. No license issued under this article shall be transferable nor shall it apply to any fronton except the one specified in the license.

19334. Nothing herein shall be construed to deny the application by any person, association, or corporation for a renewal of any license issued for a succeeding period, provided such application is not made before 30 days prior to the expiration of any existing license, and unless such renewal application be denied for good cause, preference will be given such renewal application over any new application.

19335. Every licensee operating a fronton under this chapter shall keep books, records, and accounts in a manner prescribed and approved by the State Director of Finance and as shall be further required by the board, and in a manner so as to clearly show the total number of admissions and the total amount of money contributed by patrons separately by way of contract-basque or in pari-mutuel pools on each game.

19336. Any license granted under this article is subject to suspension or revocation by the board for just cause and after a hearing pursuant to Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code, and in all such cases the board shall have all the power granted therein.

Article 4. Fees for Fronton Licensees

19340. Each application for a fronton license shall be accompanied by a certified check payable to the Treasurer of the State of California as ex officio treasurer of the board in the sum of ten thousand dollars (\$10,000) which shall be in addition to such fees as are provided in Section 19341.

No license shall be issued unless the applicant in addition to the deposit provided for in this section shall, before such license is delivered, post a bond in the sum of fifty thousand dollars (\$50,000) to the State of California, with a surety or sureties to be approved by the board, conditioned to faithfully make the payment to the Treasurer of the State of California, and to keep books and records and make the reports herein provided, and to conduct jai alai tournaments, competitions, and exhibitions in conformity with the provisions of this chapter. It shall be the duty of the board to file suit in behalf of the people of the State of California to enforce provisions of this bond. Such suit may be filed in any county in which the licensee is doing business, or, if out of business, in any county in which licensee last conducted its business or in Sacramento County.

19341. Within 45 days after receipt by any fronton licensee of any receipts derived from admissions to any jai alai tournament, competitions, and exhibitions, or receipts from any wagering in pari-mutuel pools as are permitted in this chapter, and all amounts derived from breakages in pari-mutuel betting over the gross pari-mutuel and contract-basque turnover of twenty million dollars (\$20,000,000), during the term of a license, or the aggregate of all terms within 12 months from the issue of the first license to any licensee and thereafter for similar successive 12-month periods, the licensee shall forward to the board in cash or by certified check made payable to the Treasurer of the State of California the equivalent of 4 percent of the total of such receipts as an additional license fee.

Article 5. Other Licensees

19350. All persons participating in or having to do with the operation of any tournament, competition, or exhibition of jai alai, including any employee of a licensee, any player, manager, referee, or a regularly attendant physician, may be licensed by the board pursuant to such rules and regulations as the board may from time to time adopt and upon the payment of any license fee that shall be fixed and determined by the board and as to any group so classified by the board as requiring a license, no member thereof may participate in or act in the operation of such tournament, competition, or exhibition of jai alai until he shall first have obtained such a license.

19351. Any license granted under this article is subject to suspension or revocation by the board for just cause and after a hearing pursuant to Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code, and in all such cases the board shall have all the power granted therein.

Article 6. Wagering

19360. Within the enclosure of any fronton, persons may wager on the results of any jai alai contest or competition by contributing his money to a pari-mutuel pool or any contract-basque operated by the licensee under this chapter, and such wagering shall not be unlawful, any other statute of the State of California to the contrary notwithstanding.

19361. A licensee of a fronton may provide a place or places thereon, but not elsewhere, in which the licensee may permit patrons to engage in pari-mutuel betting or permit patrons and players to engage in contract-basque under and pursuant to this chapter and to such rules and regulations as the board shall from time to time adopt.

19362. No other method of betting, pooling, or wagering shall be permitted by the licensee of any fronton, and any betting, pooling, or wagering on the results of any jai alai contest or competition outside a licensed fronton enclosure is expressly declared to be illegal.

19363. Commissions on pari-mutuel wagering and on contract-basque shall in no event exceed 15 percent plus the odd cents of all distributions to be made exceeding a multiple of five cents (\$.05) as to each dollar wagered. The commission moneys shall include the 4 percent payable to the State as elsewhere provided.

However, there may be deducted from the distribution made to any player participating in a contract-basque the entry fee that he may have paid to qualify for the competition.

19364. The licensee shall be deemed the trustee of contributions made to the purses or prizes of players' patrons, and shall at all times be responsible as a fiduciary for the distribution of such purses or prizes, both to the players and to the contributing patrons.

19365. All moneys derived from breakage shall be and remain the property of the licensee up to a gross pari-mutuel turnover of twenty million dollars (\$20,000,000).

19366. All uncollected dividends on winning tickets shall be kept in a suspense account by the operating corporation for a period of 90 days. At the expiration of such period, in the event that any owner or owners of such unclaimed dividends shall fail to claim such dividends, or any part thereof, such accumulated dividends shall be and remain the property of the operating corporation.

Article 7. Revenues

19370. All fees, commissions, and other moneys received by the board shall be paid into the State Treasury, three-quarters thereof to be credited to the General Fund, one-quarter to be credited to a special fund hereby created and designated as the State Health Fund.

19371. Out of the General Fund the Legislature shall annually appropriate such sums as it deems necessary for the support of the board, including such cost and expense incurred by the Attorney General in the enforcement of this Chapter as shall be authorized by the board.

19372. Out of the State Health Fund the Legislature shall annually appropriate such sums as it deems desirable to any public or nonprofit private organization for the purposes of research, treatment, education, or the dissemination of information with respect to any matter affecting or involving the public health, including, but

not limited to, the American Cancer Society, California Division, Arthritis and Rheumatism Foundation, California Epilepsy Society, California Heart Association, California Society for Crippled Children and Adults, California Tuberculosis and Health Association, Cystic Fibrosis Research Foundation, Muscular Dystrophy Association of America, Inc., National Foundation for Infantile Paralysis, National Multiple Sclerosis Society, National Nephrosis Foundation, and United Cerebral Palsy Foundation.

Article 8. Penalties

19380. Any person, association, organization, or corporation who violates any provision of this chapter shall be guilty of a misdemeanor, and the continuation of any violation shall be considered a separate offense for each and every day that such violation shall exist.

SEC. 2. Section 11561 of the Government Code is amended to read:

11561. An annual salary of eleven thousand dollars (\$11,000) shall be paid to each of the following:

- (a) Chief of the Division of Industrial Safety.
- (b) Chief of the Division of Industrial Welfare.
- (c) Chief of the Division of Housing.
- (d) State Librarian.
- (e) Secretary of the California Horse Racing Board.
- (f) Secretary of the State Athletic Commission.
- (g) Registrar of Contractors.
- (h) Deputy State Treasurer.
- (i) *Secretary of the California Jai Alai Board.*

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 1373

Senator Desmond moved that Assembly Bill No. 1373 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1373—An act to amend Sections 18673, 18680, 18742 and 18762 of Division 8, Chapter 2, of the Business and Profession Code, relating to the regulation of boxing contests and sparring and wrestling matches and exhibitions.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "18673", insert ", 18674".

Amendment No. 2

On page 1, line 4, after "matchmakers," insert "assistant matchmakers,".

Amendment No. 3

On page 1, line 11, after "eree," insert "matchmaker, assistant matchmaker,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, line 16, after "commission," insert

"SEC. 2. Section 18674 of said code is amended to read:

18674. The commission may license professional boxers, professional wrestlers, and booking agents, managers, trainers, and seconds of each.

No such person shall participate in any boxing contest or sparring or wrestling match or exhibition or serve in the capacity of a [boxing] *booking* agent, manager, trainer or second, unless he has been licensed for that purpose by the commission."

Amendment No. 5

On page 1, line 17, after "SEC.", strike out "2", and insert "3".

Amendment No. 6

On page 2, line 3, after "five dollars (\$25)";", insert "assistant matchmakers, twenty-five dollars (\$25)";".

Amendment No. 7

On page 2, line 8, after "SEC.", strike out "3", and insert "4".

Amendment No. 8

On page 2, line 12, after "physician", insert "approved by the commission".

Amendment No. 9

On page 2, line 24, after "SEC.", strike out "4", and insert "5".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 2058

Senator Desmond moved that Assembly Bill No. 2058 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2058—An act to add Sections 4008.5 and 4013 to the Business and Professions Code, relating to proceedings of the California State Board of Pharmacy.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out the period, and insert "except that the board may hold executive sessions to:

(a) Consider qualifications for appointment or the employment or dismissal of a public officer or employee; or to hear complaints or charges brought against such officer or employee by another public officer, person, or employee, unless such officer or employee requests a public hearing.

(b) Consider instituting proceedings to deny, suspend, revoke, or otherwise discipline a licensee of the board or to consider the institution of proceedings in the civil or criminal courts respecting violations of the law administered by the board.

(c) Deliberate on the decision to be reached in proceedings conducted in accordance with Chapter 5, (commencing with Section 11500), Part 1, Division 3, Title 2, of the Government Code.

(d) Prepare, approve, grade, or administer examinations.

The board may also exclude from any such public or private meeting during the examination of a witness, any or all other witnesses in the matter being investigated by it."

Amendment No. 2

On page 1, line 7, after the period, insert "Except as otherwise provided by law,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 2517

Senator Desmond moved that Assembly Bill No. 2517 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2517—An act to add Sections 24206, 24207 and 24208 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 25, 1957, strike out lines 7 to 12, inclusive, and insert "permitting the violation of Sections 24750 to 24757, inclusive, 24850 to 24887, inclusive, 25000 to 25010, inclusive, 25170 to 25238, inclusive, 25600, 25602, 25607, 25609, 25610, 25611, 25612, 25615, 25630, 25631, 25632, 25633, 25653, 25656, 25678, 25693, or 25664, shall be filed within one year."

Amendment No. 2

On page 1, strike out lines 14 to 17, inclusive, and insert "permitting the violation of Sections 23300, 23355, 23431, 23453, 24200.5, 25500 to 25508, inclusive, 25601, 25616, or 25657, shall be filed within three years."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 535

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 535

Senator Breed moved that Senate Bill No. 535 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 535—An act to add Sections 1821, 1822, 1823, 1824, 1825, 1826, 1827, 1828, and 1829 to the Revenue and Taxation Code and to amend Section 28 of Chapter 1465 of the Statutes of 1949, relating to property taxation, making an appropriation, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

In line 6 of the title of the printed bill, as amended in Senate April 9, 1957, strike out "add"; strike out lines 7, 8, and 9; and in line 10, strike out "the Statutes of 1949", and insert "amend Sections 1831, 1834, 1838, and 1839 of, to renumber and amend Section 1840 of, and to add Sections 1832, 1833, 1836, and 1840 to, and to repeal Sections 754, 1832, 1833, 1836, 1837, 1841, 1904, 1905, 1906, 1907, 1908, 2001, 2002, 2003, 2004, and 2005 of the Revenue and Taxation Code".

Amendment No. 2

In line 10 of the title, after "taxation", insert "and the allocation of state funds".

PRINTER'S NOTE--There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 3 and 4, and insert

"SECTION 1. Section 1831 of said code is amended to read:

1831. To enable the board to perform its constitutional duties under this article and Sections 9 and 14 of Article XIII of the State Constitution, the board shall make a survey, [annually] *not less often than triennially*, in each county to determine the [relationship between the total value of land, improvements and tangible personal property entered upon the roll by the assessor, and the total market value thereof. As a basis for this determination, the board shall consider sales and other appraisal data compiled by appraisers competent to determine accurately the market value of the property. These data shall relate to representative samples of property subject to local assessment in each county sufficient in number and dispersion to assure an adequate cross-section of the taxable wealth within the county, both as to the classes of property enumerated and as to the location thereof.] *of market value of all locally assessable tangible property as of the lien date for the last equalized roll. As a basis for this determination, the board shall ascertain the market value of a sample of locally assessable tangible property sufficient in size and dispersion to insure an adequate representation in each county of the several classes of property throughout the county. In ascertaining the market value of the property in the sample the board shall consider appraisal data compiled by competent appraisers. The board shall make surveys each year in no fewer than 18 nor more than 22 counties which shall start not sooner than the third Monday in July following the lien date of the last equalized roll and which shall be completed not later than June 30th of the subsequent year.*

No property shall be used as a sample pursuant to this section more frequently than once every four years.

SEC. 2. Section 1832 is added to said code, to read:

1832. As soon as appraisals have been made in any county by the board pursuant to Section 1831, the board shall give the assessor of the county a reasonable opportunity to examine and discuss the appraisals with the board appraisers. The board shall give the assessor a reasonable opportunity to examine and discuss its determination of the market value of any property as to which it has made such an appraisal.

SEC. 3. Section 1833 is added to said code, to read:

1833. After completing a survey pursuant to Section 1831, the board shall estimate any change that may have occurred in the total market value of tangible property subject to local assessment between the lien date of the roll for which the survey was made and the lien date of the current roll. The board shall use as the basis for such estimate data on population, school enrollment, retail sales or other factors indicative of change or lack of change in the total market value of the property.

The estimate shall be completed on or before the March 31 which immediately follows the completion of a survey made pursuant to Section 1831, and immediately thereafter a statement of the estimate shall be given to the county assessor.

SEC. 4. Section 1834 of said code is amended to read:

1834. *On or before July 15th of each year the board shall determine the relationship between the total assessed value of the tangible property on the current local roll of each county and make its estimate of total market value. The board shall transmit promptly to the county assessor and to the board of supervisors of each county a notice of its determination.*

If the county, through its assessor or board of supervisors, desires to be heard with respect to the assessment ratio [based upon the survey] *so determined for the county*, opportunity for such hearing shall be afforded by the board [between the third Monday in July and the third Monday in August] *prior to August 10th*, upon application therefor in writing filed not later than [the first Monday in August] *July 25th*. The application shall specify in what respects the county believes that the determination of the relationship between the assessed value and the market value of the property within the county is in error. *In the absence of a timely application, the determination is final, and no hearing is required with respect to any equalization action by the board based upon the assessment ratio so established.*

SEC. 5. Section 1836 is added to said code, to read:

1836. Equalization by the board of the valuation of taxable property in counties for the purposes of taxation shall be by raising or lowering by a uniform percentage the value of all tangible property entered upon the secured local roll of a county.

(a) If, pursuant to Section 1834, any county is found to have a ratio of assessed to market value which, for the lien date of the year in question, is lower than the applicable ratio shown in column 1 of the following schedule, or which, for such year, is higher than the applicable ratio shown in column 3 of such schedule, the board shall equalize assessments on the local roll to the end that such county shall have a ratio of assessed to market value that does not differ from the applicable ratio shown in column 2 of such schedule.

(b) If, pursuant to Section 1834, any county is found to have a ratio of assessed to market value which, for the lien date of the year in question, is equal to or higher than the applicable ratio shown in column 1 of the following schedule, and which, for such year, is equal to or lower than the applicable ratio shown in column 3 of such schedule, the board, in its discretion, need take no equalization action with respect to assessments on the local roll of such county.

Lien date of	Column 1	Column 2	Column 3
1960 -----	23	25	42
1961 -----	24	26	42
1962 -----	25	27	41
1963 -----	26	28	41
1964 -----	27	29	40
1965 -----	28	30	40
1966 -----	29	31	39
1967 -----	30	32	38

(c) For assessments made as of the first Monday in March, 1968, and for every year thereafter, the board, in its discretion, need take no equalization action with respect to assessments on the local roll of a county if the ratio of assessed to market value as determined pursuant to Section 1834, for such county is between 30 percent and 37 percent, inclusive. If the ratio for such county, as determined pursuant to Section 1834, is not between 30 percent and 37 percent, inclusive, the board shall equalize assessments on the local roll of the county at a level of 33 1/3 percent of market value.

SEC. 6. Section 1838 of said code is amended to read:

1838. [No sales or] *Except as provided in this section and Section 1832 or as may be required in connection with a hearing held pursuant to Section 1835, no appraisal data relating to individual properties, obtained for the purposes of any survey under this chapter shall be made public and no state or local officer gaining knowledge thereof in any action taken under this chapter shall make any disclosure with respect thereto [except as that may be required for the purposes of this chapter]. The board shall, however, prepare tabulations each year showing the ratios of assessed to market value of property subject to local assessment for each county in the State as determined pursuant to Section 1834. All such tabulations shall be open open for inspection by all persons interested.*

SEC. 7. Section 1839 of said code is amended to read:

1839. The board shall meet at the state capital [on the third Monday in July and remain in session from day to day, holidays excepted, up to and including the third Monday in August. During this] *during July and August of each year for the performance of its duties under this article and Sections 1, 9, and 14 of Article XIII of the State Constitution. While so in session, under rules of notice prescribed by the board, it shall equalize the assessment of property as prescribed by law. If the number of such matters to be heard, or the amount of time required to hear them, prevents the board from concluding this session by August 10th, the board may continue with its equalization proceedings to and including August 25th, and may defer its final action on the equalization of assessments accordingly, but it shall not hear any matter as to which timely application or notice has not been made or given during July.*

SEC. 8. Section 1840 is added to said code, to read:

1840. If any county, city and county, or municipal corporation desires to secure a review, equalization, or adjustment of the assessment of its property by the board in pursuance of Section 1 of Article XIII of the State Constitution, it must apply to the board therefor in writing before July 20th. The application must show the facts claimed to require action of the board and a copy thereof must be filed with the assessor whose assessment is questioned.

SEC. 9. Section 1840 of said code is renumbered and amended to read:

[1840] *1841. The final action of the board in equalizing an assessment or a local roll shall be performed only at the state capital.*

SEC. 10. Sections 754, 1832, 1833, 1836, 1837, 1841, 1904, 1905, 1906, 1907, 1908, 2001, 2002, 2003, 2004, and 2005 of said code are hereby repealed.

SEC. 11. If any section, subsection, sentence, clause, or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

SEC. 12. There is hereby appropriated annually, for each fiscal year, out of any money in the State Treasury not otherwise appropriated, the sum of two hundred fifty thousand dollars (\$250,000) to provide for surveys pursuant to Section 1831.

In addition to the sum specified above, there shall be provided for surveys pursuant to Section 1831 any additional sums specified in any appropriation made therefor.

SEC. 13. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The raising of revenue and the distribution thereof are necessary to the carrying out of essential public purposes. This measure, integrally related to each of these subjects, seeks to make more equitable the legislation enacted as Chapter 1466 of the Statutes of 1949, and in order that the public services supported by the revenue raised and distributed in accordance with this measure may be performed, it is necessary for the immediate preservation of public peace, health and safety that this measure be enacted."

Amendment No. 4

On page 1, strike out lines 5 to 14, inclusive; and strike out all of pages 2 to 4, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 1464

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 1464

Senator Thompson moved that Senate Bill No. 1464 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1464—An act to amend Section 7 of the Agricultural Code, relating to agriculture.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In the heading of the printed bill, after "Byrne", insert "Thompson co-author".

Amendment No. 2

In line 1 of the title of the printed bill, strike out "Section 7", and insert "Sections 793, 828.1, and 829.1".

Amendment No. 3

In line 2 of the title, strike out "agriculture", and insert "agricultural containers, declaring the urgency thereof, to take effect immediately".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, strike out lines 1 to 8, inclusive, and insert

"SECTION. 1. Section 793 of the Agricultural Code is amended to read:

793. Strawberries, red and black cap raspberries, and blackberries, including the hybrid derivatives thereof, shall be mature but not overripe, free from insect injury which has penetrated or damaged the flesh, and from mold, decay, and damage due to sun, frost, bruises, disease, or other causes.

Not more than 10 percent, by weight, of the berries in any one container or bulk lot, may be below these requirements, but not to exceed one-half of this tolerance shall be allowed for any one cause.

Any strawberry which has two-thirds of the surface showing a pink or red color, shall be considered mature.

All strawberries shall be in the dry pint basket, containing an interior capacity of approximately 33.6 cubic inches or in the dry quart basket, containing an interior capacity of approximately 67.2 cubic inches. All other berries shall be in the dry pint basket or in the dry one-half pint basket containing an interior capacity of approximately 16.8 cubic inches.

SEC. 2. Section 828.1 of said Code is amended to read:

828.1. 1. Standard basket, approximately 8 inches square on top, 6½ inches square on bottom and 4 inches deep, inside measurements.

1A. Standard basket, approximately 5½ inches in width, and 11½ inches in length on top; 5½ inches in width, and 10½ inches in length on the bottom; and 3½ inches in depth, all inside measurements.

1B. Standard basket, approximately 5½ inches square on top, 4½ inches square on bottom and 3½ inches deep, inside measurements.

1C. Standard basket, approximately 8 inches square on top, 6½ inches square on bottom and 5 inches deep, inside measurements.

2. Standard four quart climax basket with following dimensions: Length of bottom piece, 12 inches; width of bottom piece, 4½ inches; thickness of bottom piece, ¾ of an inch; height of basket, 4½ inches, outside measurements; top of basket, length 14 inches, width 6½ inches, outside measurements. Basket to have cover 6½ inches by 14 inches, when cover is used.

3. Standard berry basket: (a) Dry pint containing an interior capacity of approximately 33.6 cubic inches; (b) Dry one-half pint containing an interior capacity of approximately 16.8 cubic inches; (c) Dry quart containing an interior capacity of approximately 67.2 cubic inches.

SEC. 3. Section 829.1 of said code is amended to read:

829.1. 1. Fresh apricots, numbers 1, 5, 6, 7, 8, 9, 22A, 22B, 24 or 27.

2. Strawberries, [number 3a] numbers 3a or 3c.

3. Red and blackcap raspberries, blackberries, dewberries and loganberries, numbers 3a or 3b.

4. Cherries, numbers 4, 10, 11, 12, 12A, 22C, 25 or 27.

5. Oranges numbers 53, 54, 55 and 58; grapefruit, numbers 53, 54, 55 and 59; lemons, numbers 56, 57, and 58, as provided in Section 828.83.

SEC. 4. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

In order to properly market and avoid waste and deterioration of this season's crop of strawberries it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 1169

Senate Bill No. 2245

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1169

Senator Collier moved that Senate Bill No. 1169 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1169—An act to add Article 7, comprising Sections 3571 through 3584, to Chapter 11 of Division 2 of the Education

Code, relating to the formation of high school districts from territory in existing high school districts.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "Division 2 of", insert ", and to add Section 7778.1 to,".

Amendment No. 2

In line 4 of the title, before the period, insert ", and the liability of the affected districts for outstanding obligations".

Amendment No. 3

On page 3, after line 36, insert

"3585. Notwithstanding any provision of law to the contrary, if any portion of the outstanding bonded indebtedness of the union high school district, from which the new high school district was formed, incurred before the formation of the new district was incurred for the acquisition, construction, or improvement of school lots or buildings, or fixtures or furniture or necessary apparatus of a permanent nature therein situated in the new district, the territory of the new district shall be liable only for that portion of the outstanding indebtedness of the union high school district incurred before the formation of the new district which does not exceed one-half of the cost of the acquisition, construction, or improvement of such lots, buildings, fixtures, furniture, and apparatus, excluding from such cost any funds received from the State for such purposes under Chapters 16 or 19 of Division 3 of this code.

SEC. 2. Section 7778.1 is added to the Education Code, to read:

7778.1. Notwithstanding the provisions of Section 7778, when a new high school district is formed from a union high school district pursuant to Article 7 (commencing at Section 3571), Chapter 11, Division 2 of this code, and such new high school district is an acquiring district to which Section 7778 is applicable, the acquiring high school district shall become liable for the payment to the State of one-half of that portion of the annual repayment and all other payments due the State under Section 7729 and other provisions of this chapter with respect to that portion of the apportionment which the Director of Finance has determined or redetermined was expended or will be expended for property acquired, or to be acquired, by the acquiring high school district."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND SENATE BILL NO. 2245

Senator Byrne moved that Senate Bill No. 2245 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2245—An act to add Article 8.1 (commencing at Section 4955) to Chapter 16, Division 2 of the Education Code, relating to unified school districts.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 10, 1957, strike out lines 14 and 15, and insert

"4955. In school districts unified pursuant to the provisions of this chapter after the effective date of the provisions of this article, an advisory board may be created for any elementary school in the unified district in any case where the county committee established by Article 4 of this chapter has, in its plans and recommendations for unification or other reorganization of the county school districts transmitted to the State Board of Education, recommended that such a board be

created for the school and has designated the advisory board area and the elementary school to be served by the board.

Upon petition of 10 percent of the parents or guardians of children attending the elementary school in the unified school district to".

Amendment No. 2

On page 1, strike out lines 20 to 25, inclusive, and insert

"4956. The advisory board area to be described in the plans and recommendations of the county committee shall be the territory of the component elementary district which maintained the elementary school prior to the establishment of the unified school district. The resolution creating the advisory board shall specify the boundaries of the advisory board area. The members of the "

Amendment No. 3

On page 3, strike out lines 4 to 9, inclusive, and insert

"4960. The advisory board shall consult with and make recommendations to the governing board of the unified school district pertaining to the employment of certificated and noncertificated personnel at the elementary school, and the use of the school's facilities pursuant to laws governing their use for civic center or community recreation purposes. The governing board shall consider the recommendations of the advisory board, but shall not be bound by them. It is the intent of the Legislature that the provisions of this article".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 1145

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 1145

Senator Collier moved that Senate Bill No. 1145 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1145—An act to amend Section 602 of the Vehicle Code, relating to maximum hours for driving vehicles.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out the blank, and insert "10".

Amendment No. 2

On page 1, strike out line 7, and insert "than 10 hours spread over a total of 15".

Amendment No. 3

On page 1, line 9, strike out the blank, and insert "eight".

Amendment No. 4

On page 1, between lines 10 and 11, insert

"Regardless of aggregate driving time, no driver shall drive for more than 10 hours in any 24-hour period unless eight consecutive hours off duty have elapsed."

Amendment No. 5

On page 1, line 13, strike out the blank, and insert "12".

Amendment No. 6

On page 1, line 14, strike out the blank, and insert "12".

Amendment No. 7

On page 1, line 15, strike out the blank, and insert "15".

Amendment No. 8

On page 1, line 16, strike out the blank, and insert "eight".

Amendment No. 9

On page 1, between lines 17 and 18, insert

"Regardless of aggregate driving time, no driver shall drive for more than 12 hours in any 24-hour period unless eight consecutive hours off duty have elapsed."

Amendment No. 10

On page 1, strike out lines 18, 19 and 20, inclusive, and insert

"(c) Drivers of vehicles under Subdivision (a) and of freight carrying vehicles of more than 10,000 pounds gross weight shall keep daily logs of the number of hours driven. The original copy of such log shall be retained for a period of three years by the owner or person entitled to possession, and such copy may be inspected by the Public Utilities Commission.

The driver of the vehicle shall carry a duplicate copy of the log for the current day and the six preceding days. The California Highway Patrol may examine any logs, waybills, manifests, bills of lading or other records carried in the vehicle or by the driver which may show origins or destinations of the freight carried."

Amendment No. 11

On page 1, strike out lines 28 and 29, and insert "less than one hundred dollars (\$100) nor more than five hundred dollars (\$500)".

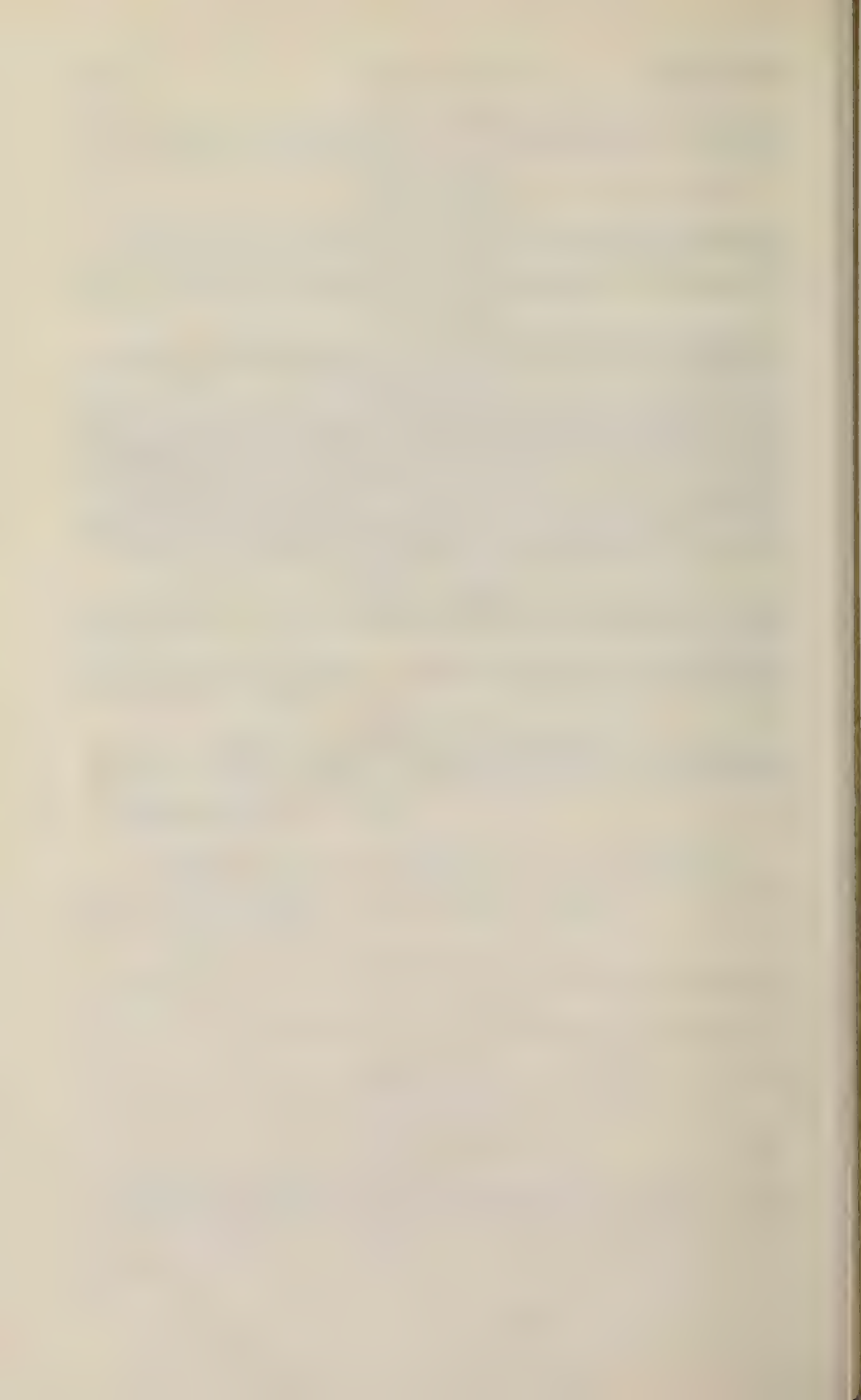
Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

ADJOURNMENT

At 5.52 p.m., on motion of Senator Donnelly, the President declared the Senate adjourned until 3 p.m. Tuesday, May 14, 1957.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-SEVENTH LEGISLATIVE DAY

NINETY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, May 14, 1957

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert L. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powelson:

O God, through Whose help and protection we have been brought thus far in the grave duty of drafting laws for the government of Thy people, watch over us this day that the work Thou hast allowed us to begin may be continued and brought to a successful conclusion and redound to Thy glory and the welfare of our people. We realize, O Lord, that all authority is from Thee and that the work before us will be acceptable only if it is guided by Thy wisdom and helped by Thy grace. Be with us then in all our work so that our humble prayer "Thy will be done on earth as it is in heaven" may be pleasing and acceptable to Thee and merit Thy benediction upon our every effort. Thou, O Lord, Who has assured us of Thy ever ready assistance, aid these Thy representatives and all who labor with them. Defend them from all danger from without and lead them always along the way of Thy commandments. Grant that each one may challenge the responsibilities that lie before him with wisdom, confidence and courage with a new and stronger faith in our government. Bless those who are gathered here in this Chamber as servants of humanity; endow each one with an earnest zeal of giving unto others the example of fearlessness in Thy service and bestow upon all the full realization of charity and kindness required in our dealings with our fellow man. AMEN.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY, CALIFORNIA LEGISLATURE, May 14, 1957

*Hon. J. A. Beck, Secretary of the Senate
State Capitol, Sacramento 14, California*

DEAR MR. BECK: Pursuant to the request of the Senate, the Assembly has instructed me to return Senate Bill No. 2514.

Very truly yours,

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Message read.

Senate Bill No. 2514 ordered placed on the unfinished business file.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Principal Mr. Russell, Teachers Mrs. Gabbert, Mrs. Dore, Mrs. McKee, and Mr. Feucht, and the following students from Earl Warren School, Castro Valley Elementary School District: Edward Aldrich, Jeff Beckerleg, Dale Chabino, Bill Fiala, Dan Lewis, Richard McFadden, Michael Metteer, Bob Partridge, Steve Passafiume, Mark Peters, Dennis Roberts, Dale Severns, Martin Smemoe, Douglas Stewart, Frank Todaro, Darrell Wardell, Jerry Williams, Diane Billings, Diane Black, Patricia Curtiss, Donna Doyel, Sandra Edwards, Barbara Hansen, Anna Larsen, Nickia Livanos, Carol Lory, Stella McMeans, Barbara Mitchell, Camille Montenegro, Karen Sousa, Sandra Vnuk, Micki Walters, Tana Wooding, Bob Barrett, Richard Campbell, John Carlson, Paul Chelciu, Bruce Crowton, David Foltz, Ed Glover, Jim Hutchison, Jimmy Marlais, Ed McLaughlin, Mike Mettelmann, Bill Moohey, Bob Parma, Jerry Pine, Bob Silva, Bruce Spain, Bob Strickell, Bob Walker, Jerry Webb, Olive Ayhens, Katherin Baker, Linda Besold, Patricia Burke, Colette Combs, Carolee Erichsen, Carol Ferri, Diane Leon, Kathryn MacNeil, Sylvia Miller, Gail Mole, Doreen Osborne, Carrie Peck, and Nancy Severns.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Earline Stoll, Mr. Duane Aasland, and the following students from Benjamin Franklin Junior High School, San Francisco: Jane Akashi, Alphonso Aveccillo, Mary Beverly, Jane Bisgard, Betty Breaux, Perretta Bryant, Willie Burgess, Douglas Carson, Evan Casad, Joan Davis, Diane Dozier, Emily Dugard, Grady Everett, Elley Fore, Eugene Fukomoto, John Garbley, Ernest Gash, Johnnye Grant, Evelyn Graves, Tomio Hamai, James Hamilton, Famous Holt, Thomas Hoshiyama, Careen Imazeki, Phyllis Jackson, Shirley Jackson, Edna Johnson, Ina Kajima, Vivian Koga, Glenn Leonoff, James Mira, Barbara McKeeves, Nerio Junko, Eric Nielsen, Margie Nishimura, Patrick Noble, Ronald Oga, Yoshi Oga, and Deloris Price.

On request of Senator Harold T. Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teacher Mrs. Alice Thibault, Mrs. Robert Graham, Mrs. Phil Casei, and the following students from Nevada City Elementary School, Nevada City School District: Sharon Blackburn, Sally O'Connor, Patricia Graham, Valencia Orzalli, Sharon Sandow, Patricia Tobiasen, Sharlene Vance, Texanna Vaughan, Janet Willson, Beth Zanoeco, William Brodie, John Beatty, Ronald Carman, Allan Haley, John

Jenkins, Bret Maisson, John McLeod, Clem Michel, Larry Phelps, Dennis Pisani, Ernest Pursell, Glen Ratel, Ricky Boekholm, Carol Cosans, Janet Davis, Carmen DeCordova, Marcia Haley, Ruth Michel, Donna Springett, Elwin Casei, William Journey, David Phelps, George Pisani, Carl Steele, Robert McConnell, Louis Silicani, John Sturgell, Marsha Lewis, Diane Maedonald, and Ann Wilson.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss McCormack and the following students from California Junior High School: Warren Bevan, Lynn Bolan, Kaaren Caldwell, Patricia Carlson, David Coombs, Arthur Criss, Jimmy Doolittle, Donald Fong, Michele Fort, Charles Gannett, Malcolm Gee, Stanley Geiser, Barbara Hanger, Gary Kerns, Celia Koch, Esther Lebeck, Ronnie Lee, Kathy Lillard, Judy Luking, Gary Morgan, Richard Ng, Pat Nicolaus, Janet Nielsen, Jeff Nishimura, Jeff Parker, Gary Rawlinson, Sandra Rehn, Sally Roberts, Helen Vaiza, Leatha Vann, Wendy Wolf, Gregory Yee, and Richard Zimmerman.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teachers Dwight Pearson and Walter Simonson, and the following students from Starr King School, Carmichael: George Babbitt, Howard Barrowman, Douglas Booth, Leonard Conley, James Dill, William Dresdell, George Dutra, Edmund Edghill, Royce Gunter, Robert Hacken, Richard Huartson, James Meyer, Lindell Morgan, Clyde Pooler, Dennis Robbins, Roy Rounds, Scott Thompson, Gerald Weight, Dennis Wilson, Wayne Woods, Barney Worton, Marcia Betow, Marcia Biko, Ramona Bramwell, Sharon Brown, Maribel Conley, Kathleen Farrell, Barbara Hill, Amelia Houston, Patricia Lane, Carol Levine, Nadine Lewis, Lorraine Long, Judith Richards, Eileen Shiro, Helen Stokes, Carol Zaiger, Bruce Brady, Neal Brune, Perry Carter, Thomas Clark, David Conkling, Gregory Dixon, Richard Dodelin, Kirk Garanfio, Garry Lee Gerick, Robert Lach, Douglas McClain, William Montandon, Tedd Moon, Gary Nyman, James Stollery, Rollin Swanson, Roger Teske, Clifford Threlkeld, Dick Wagner, Patrick Wasser, Beverly Allen, Arden Kaye Allison, Susan Anderson, Marilyn Boggess, Barbara Bolles, Ruth Butler, Joan Ferrari, Janice Griffin, Christine Hoover, Patricia Hoyenga, Sharon Jones, Pamela McFarland, Donna O'Ehme, Susan Rosi, Candice Stingham, and Dana Wilson.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students from La Vista School, La Vista School District, Hayward, Alameda: Margaret Simmerman, Margo Speer, Darius Truitt, Joan Wilson, Joyce Wollt, Peggy Stuart, Patricia Ann Brown, John Allen, Mitchell Barrach, Mike Bowen, Bill Carleton, Robert Chenoweth, James Eaton, Jim Foster, Jay Gosselin, Bill Holler, Richard Hooten, Edward Janke, Clifford Johnson, Gregory Keith, Pat Kinzey, Ken Moulton, Philip Reed, Michael Ruiz, George Vincent, Richard Waldie, Robert Currier, Ann Brink, Betty Durham, Sandra Gray, Janet Jennings, Nancy Lassley, Cecelia Licalsi, Susan Lofftus, Carol Madsen, Julia Mattys, Patricia Moore, Marie Nunez, Mary O'Brien, Deanna Perkins, Jean Sakai, Sharon Silva, Dianna Warren, Pamela Wilch, Olin Baker, David DeGraff, Jerry Carter, Edward Ferreira, Gene Haney, Thomas Hawk,

Dave Hull, Arthur Jesse, Tom Johnson, Jerry Judd, James Klarenbach, Douglas Manson, Jimmy Marco, Gordon McCall, Ted Morgan, Charles Richardson, Jerry Rodriques, Jim Sheppard, John Soto, David Tenney, Rosalie Bozzi, Patricia Bradford, Carol Caires, Cheryl Cass, Jacqueline Cozzens, and Susan Davison.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teachers C. A. Jacobs, Virginia Kilkenny, and John Rabe; PTA Room Mothers Mesdames W. M. Lynch, E. Gansberger, Chester Waltman, Charles Bostwick, and the following students from Dixon Elementary School: Peter Birkinbine, Betty Dold, Paul Dyer, Charles Fanning, Susan Fry, Jerry Gansberger, Jim James, Shirley Jones, Gary Lynch, Bill McIntyre, Steve Niemann, Rena Nugent, Larry Phillips, George Rehrmann, Sandra Robben, Pat Sequeira, Marianne Sommer, Sandra Southwell, Peter Timm, Kenneth Van Lew, Roberta Wallace, Dewey Wann, Sandy Wayne, Jerry Webster, Wayne Wellman, Betty Wolfe, Kay Yates, Donna Baciardini, Patricia Baker, Jim Bernot, Kenneth Carpenter, Robert Dutra, Lauren Ellis, Claudine Fanning, Sandra Harris, Jodene Johnson, Michael Jones, Douglas Martin, William McBride, Roy Mendes, Della Moore, Cathy Newcomb, Gene Paschal, Ruby Phillips, Charlotte Rigney, Howard Rogers, Stella Saragosa, William Schroeder, Donald Simons, Michael Southerland, Mike Tatro, Carol Vaughan, Leon Waldo, Robert Williams, Donald Zirkle, Phyllis Yates, Diana Anderson, Joseph Azevedo, Allen Booth, John Bostwick, Luther Brown, Larry Burg, Dale Dalgaard, Evelyn Galindo, Donald Helms, Ella Ruth Howlett, Imelda Imoff, Louise Leclair, Elvira Luna, Charles Martin, Dwight McMillan, Nellie Moore, Sharron Morden, Christine Nicholas, Judy Ragsdale, Peter Solis, Gay Sorensen, Russell Straits, Thomas Tate, Carol Torchia, Edward Vasquez, Denise Waltman, and James Yandel.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to adults Ronald S. Bessy, Marian Lopes, and James Thornton, and the following students from Richgrove School and Columbine School, Richgrove, Tulare County: *Richgrove School*—Joaquina Abarquez, Leon Bradford, Bobby Bibee, Joan Callahan, Lorrall Campbell, Betty Earley, Henry Earley, Charles Elmore, Douglas Gregory, Sharon Grimes, Christine Gunther, Lee Roy Hall, Patricia Hargett, Carolyn Henson, Connie Hunnicutt, Carol Ledbetter, Benita Mascarro, Charles Mason, Betty Matkins, Harold Mooney, Sandra Padillo, Toni Ray, Dora Renteria, Henry Rodriguez, Glenda Segler, Earl Thomas, Mary Watson, and Johnnie Wesson; *Columbine School*—Thomas Brown, Patricia Cummings, Betty Fitch, Norberto Gutierrez, Mary Nance, June Nunez, Lela Padillo, Ruby Pedigo, Betty Prigo, Edward Ruiz, Sylvia Sanchez, Shirley Schlitz, Maria Silvas, Carolyn Snelling, and James Vick.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Sylvia Millman of Riverside.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Lloyd Donelson of Sun Valley, Idaho; John A. Thompson of Los Angeles, and Howard S. Tucker of Glendale.

On request of Senators Harold T. Johnson, Robert I. McCarthy, and Lieutenant Governor Powers, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Dorothy Newhall of San Francisco.

On request of Senator Kraft, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charles Vegod and Harold J. Lavick, both of Hayward.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Supervisors Kerr, Thiel and Nichols and Mr. Condi, all of Tuolumne County.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William Adams of Santa Ana, Mrs. Robert I. Smith and Mr. Dan O'Flaherty of Three Arch Bay.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Anthony A. Rodrigues and W. A. McCanless of Merced.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Frank Sasselli, Mr. Gus Egger, and Lucile M. Brown, all of Markleeville.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

UNIVERSITY OF CALIFORNIA, May 10, 1957

*Mr. J. A. Beek, Secretary, State Senate
State Capitol Building, Sacramento, California*

DEAR MR. BEEK: Vice President Corley has asked that I send you copies of a report prepared under the auspices of the university's Committee on Research in Water Resources entitled "Sediment Problems in California." Please note particularly pages 135 to 145 which summarize the sedimentation problems discussed at this conference and page V, which lists the participants.

This conference on sedimentation problems was one of a series sponsored by the university in response to the Senate Bill No. 67 of the 1956 Session of the Legislature. President Sproul appointed a committee under the chairmanship of Vice President Wellman to consider

- "(a) A review and summary of existing university research including available facilities—
- (b) A prospectus of university research which may contribute to fundamental knowledge in the field—
- (c) Suggestions for the coordination of research efforts, present and prospective, to assure that programs will be in keeping with the best utilization of the resources of the state-wide university."

The committee has arranged nine conferences of experts in various aspects of the over-all water resources field for the purpose of defining those areas of research which the university might appropriately undertake.

You may not have received a copy of the proceedings previously distributed on "Recreational Uses of Impounded Water" and I enclose a copy of that report also. Copies of other proceedings will be sent to you as soon as they are bound.

Should you desire more copies of these reports, we will be glad to furnish them.

Sincerely yours,

M. P. O'BRIEN, Chairman

Letter of transmittal ordered printed in the Journal.

Report ordered filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 14, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 210

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, May 14, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 117

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, May 13, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 3845

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 3845—An act to provide for the conveyance to Humboldt County of the Prairie Creek Fish Hatchery.

Referred to Committee on Fish and Game.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 14, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 157

Assembly Constitutional Amendment No. 65

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 157—Relative to the establishment of a legislative reference library in the State Capitol.

Referred to Committee on Rules.

Assembly Constitutional Amendment No. 65—A resolution to propose to the people of the State of California an amendment to the Constitution of the State of California, by adding Sections 38 and 39 to Article IV thereof, relating to the preservation of state and local government in the event of a major war-caused disaster.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 13, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 32

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Joint Resolution No. 32—Relative to the Navy Jet Base in Lemoore.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 14, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 116
Assembly Bill No. 470
Assembly Bill No. 540
Assembly Bill No. 847
Assembly Bill No. 876
Assembly Bill No. 883
Assembly Bill No. 969
Assembly Bill No. 1151
Assembly Bill No. 1205
Assembly Bill No. 1362
Assembly Bill No. 1404
Assembly Bill No. 1864
Assembly Bill No. 2147
Assembly Bill No. 2152

Assembly Bill No. 2191
Assembly Bill No. 2353
Assembly Bill No. 2407
Assembly Bill No. 2452
Assembly Bill No. 2912
Assembly Bill No. 2917
Assembly Bill No. 3010
Assembly Bill No. 3124
Assembly Bill No. 3162
Assembly Bill No. 3164
Assembly Bill No. 3366
Assembly Bill No. 3706
Assembly Bill No. 3968

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 116—An act to repeal Chapter 6 (commencing with Section 4801), Division 4 of, and to add Chapter 6 (commencing with Section 4751) to Division 4 of, the Public Resources Code, relating to the registration of forest products and equipment brands, and making an appropriation therefor.

Referred to Committee on Natural Resources.

Assembly Bill No. 470—An act to amend Sections 1821, 4104, and 4234 of; to repeal Sections 4102 and 4105 of; and to add Sections 4105, 4105.1, 4105.2, 4105.3, 4105.4, 4105.5 and 4231.2 to, the Education Code, relating to trustee areas.

Referred to Committee on Education.

Assembly Bill No. 540—An act to add Section 201.5 to the Labor Code, relating to payment of wages.

Referred to Committee on Labor.

Assembly Bill No. 847—An act to add Sections 115.1, 115.2, and 111.3 to, and to amend Sections 301, 830, 1101, 1109, 1110, 1111, 1500, 1506, 1507, 1702, 1902, 2215, 2402, 3601, 3630, 3631, 3636, 3638, 3670, 3671, 3672, 3702, 4105, 4107, 4113, 4118, 4119, 4124, 4300, 4302, 4316, 4605, 5200, 5204, 6504, 13200, 13201, 13202, 13204, 13206, 13207, and 13240 of the Corporation Code, relating to corporations and associations.

Referred to Committee on Judiciary.

Assembly Bill No. 876—An act to add Section 3302.4 to the Welfare and Institutions Code, relating to the Department of Education.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 883—An act to amend Section 414 of the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 969—An act to amend Section 2421 of the Education Code, relating to school districts.

Referred to Committee on Education.

Assembly Bill No. 1151—An act to add Section 13031.4 to the Education Code, relating to the employment of persons in positions requiring certification qualifications by school districts.

Referred to Committee on Education.

Assembly Bill No. 1205—An act to amend Section 8005 of the Business and Professions Code, Sections 10204, 11550, 11562, 11563, 12001, 12302, and 15003 of the Government Code, Section 1156 of the Harbors and Navigation Code, Section 145 of the Labor Code, Section 1518.2 of the Military and Veterans Code, Section 3305 of the Penal Code, Section 21205 of the Public Utilities Code, and Sections 150, 186, and 13050 of the Water Code, and to repeal Sections 11551, 11552, 11553, 11554, 11555, 11555.5, 11556, 11557, 11558, 11559, 11560, and 11561 of, and to add Sections 11551, 11552, 11553, 11554, 11555, 11556, 11557, 11558, 11559, 11560, and 11570 to, the Government Code, relating to salaries of state officers.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1362—An act to add Section 19131 to the Education Code, relating to school district libraries.

Referred to Committee on Education.

Assembly Bill No. 1404—An act to repeal Sections 1678, 1678.5, 1679, and 1679.1 of, and to add Sections 1678, 1678.01, 1678.05, 1678.5, 1678.6, 1679, and 1679.1 to, the Insurance Code, relating to insurance.

Referred to Committee on Financial Institutions.

Assembly Bill No. 1864—An act to amend Sections 68841 and 69140 of the Government Code, relating to compensation of officers and employees of the appellate courts.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2147—An act to amend Section 10082 of the Business and Professions Code, relating to the real estate directory.

Referred to Committee on Business and Professions.

Assembly Bill No. 2152—An act to repeal Sections 12327 and 12331 of, and to amend Section 12328 of the Government Code, relating to state fiscal procedures.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2191—An act to amend Section 445.1 of the Vehicle Code, relating to driver training schools.

Referred to Committee on Transportation.

Assembly Bill No. 2353—An act to amend Section 20931 of the Government Code, relating to the State Employees' Retirement System in respect to credit for service to local public agencies.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2407—An act to amend Section 417 of the Education Code, relating to compensation for public service in counties of the seventeenth class.

Referred to Committee on Local Government.

Assembly Bill No. 2452—An act to add Section 3084.4 to, and to amend Section 3447 of, the Welfare and Institutions Code, relating to aid to the blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 2912—An act to amend Section 27.2 of the Municipal Water District Act of 1911, relating to the exclusion of property.

Referred to Committee on Local Government.

Assembly Bill No. 2917—An act to amend Sections 31415 and 60276 and to add Sections 8040, 9267, 11703, 21936, 35156, 51004, 55529 and 56050.1 to the Water Code, relating to the use of bond proceeds.

Referred to Committee on Water Resources.

Assembly Bill No. 3010—An act to add Chapter 10 to Part 1, Division 2, Title 5 of the Government Code, relating to the boundaries of districts.

Referred to Committee on Local Government.

Assembly Bill No. 3124—An act to amend Sections 2020 and 2025 of the Welfare and Institutions Code, relating to old-age security.

Referred to Committee on Social Welfare.

Assembly Bill No. 3162—An act to add Section 55 to the Elections Code, relating to the destruction of voting records and the conduct of elections thereafter.

Referred to Committee on Elections.

Assembly Bill No. 3164—An act to amend Sections 621 and 637 of the Vehicle Code, relating to lamps on vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 3366—An act to add Section 14746.7 to the Education Code, relating to relinquishment of allowances under local district retirement plans.

Referred to Committee on Education.

Assembly Bill No. 3706—An act to add Sections 3.2 and 27.7 to the Contra Costa County Flood Control and Water Conservation District

Act (Chapter 1617 of the Statutes of 1951), relating to the Contra Costa County Flood Control and Water Conservation District.

Referred to Committee on Water Resources.

Assembly Bill No. 3968—An act to repeal Articles 1 (commencing at Section 5400), 2 (commencing at Section 5431), 4 (commencing at Section 5630), and 5 (commencing at Section 5689) of Chapter 3 of, and to add Chapter 4 (commencing at Section 5800) to Division 5 of the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 583	Senate Bill No. 2020
Senate Bill No. 980	Senate Bill No. 2023
Senate Bill No. 1463	Senate Bill No. 2040
Senate Bill No. 1671	Senate Bill No. 2366
Senate Bill No. 1845	Senate Bill No. 2667
Senate Bill No. 1920	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1918

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1111	Senate Bill No. 2001
Senate Bill No. 1199	Senate Bill No. 2189
Senate Bill No. 1526	Senate Concurrent Resolution No. 120
Senate Bill No. 1838	Senate Concurrent Resolution No. 121

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 67	Senate Bill No. 1337
Senate Bill No. 221	Senate Bill No. 1995

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Constitutional Amendment No. 10	Senate Constitutional Amendment No. 14
Senate Constitutional Amendment No. 11	Senate Constitutional Amendment No. 15
Senate Constitutional Amendment No. 12	Senate Constitutional Amendment No. 16
Senate Constitutional Amendment No. 13	Senate Constitutional Amendment No. 17

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules, with the recommendation that they be referred to the Joint Judiciary Committee on Administration of Justice if created by Senate Concurrent Resolution No. 34, otherwise to the Senate Interim Committee on Judiciary.

REGAN, Chairman

Above reported resolutions re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 827

Assembly Bill No. 1157

Senate Bill No. 1254

Assembly Bill No. 2968

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 669

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be re-referred to the Committee on Rules, with the recommendation that the bill be referred to an appropriate interim committee.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 816

Senate Bill No. 2649

Senate Bill No. 1674

Senate Bill No. 1799

Senate Bill No. 1803

Assembly Bill No. 986

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules, with the recommendation that these bills be referred to the Senate Interim Committee on Judiciary.

REGAN, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 34

Senate Bill No. 1805

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Labor

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 1048

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Rules.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 1542

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 382

Assembly Bill No. 2422

Senate Bill No. 1079

Assembly Bill No. 2442

Senate Bill No. 1352

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 644

Senate Bill No. 718

Senate Bill No. 1364

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 165

Senate Bill No. 421

Senate Bill No. 2267

Senate Bill No. 2468

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 1412

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:

Senate Bill No. 1509

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DORSEY, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which were referred:

Senate Bill No. 538

Senate Bill No. 1870

Senate Bill No. 921

Senate Bill No. 1983

Senate Bill No. 1080

Senate Bill No. 2416

Senate Bill No. 1120

Assembly Bill No. 1553

Senate Bill No. 1297

Assembly Bill No. 1918

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DORSEY, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 229	Senate Bill No. 1283
Senate Bill No. 230	Senate Bill No. 1284
Senate Bill No. 231	Senate Bill No. 1287
Senate Bill No. 232	Senate Bill No. 1290
Senate Bill No. 234	Senate Bill No. 1303
Senate Bill No. 235	Senate Bill No. 1826
Senate Bill No. 236	Senate Bill No. 1800
Senate Bill No. 1282	

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 112	Assembly Bill No. 879
Senate Bill No. 363	Assembly Bill No. 1538
Senate Bill No. 667	Assembly Bill No. 1213
Senate Bill No. 734	Assembly Bill No. 1292
Senate Bill No. 807	Assembly Bill No. 1542
Senate Bill No. 1678	Assembly Bill No. 2347
Senate Bill No. 1688	Assembly Bill No. 2602
Senate Bill No. 1978	Assembly Bill No. 2603
Senate Bill No. 2654	Assembly Bill No. 3230
Assembly Bill No. 130	Assembly Bill No. 3406
Assembly Bill No. 430	Assembly Bill No. 3949
Assembly Bill No. 773	Assembly Bill No. 3950
Assembly Bill No. 830	

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Assembly Bill No. 3951	Assembly Bill No. 2762
Assembly Bill No. 3952	Assembly Bill No. 3881
Assembly Bill No. 2741	Assembly Bill No. 3972
Assembly Bill No. 2742	Assembly Bill No. 4140
Assembly Bill No. 3961	

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: Your Committee on Local Government, to which were referred:

Senate Bill No. 72	Senate Bill No. 763
Senate Bill No. 145	Senate Bill No. 470
Senate Bill No. 146	Assembly Bill No. 330
Senate Bill No. 148	Assembly Bill No. 2804
Senate Bill No. 573	

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 2091

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Local Government, to which were referred:
Assembly Bill No. 3016
Assembly Bill No. 3281

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 555

Senate Bill No. 1934

Senate Bill No. 1374

Senate Bill No. 2301

Senate Bill No. 1524

Assembly Bill No. 732

Senate Bill No. 1872

Assembly Bill No. 1749

Senate Bill No. 1874

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 552

Senate Bill No. 2151

Senate Bill No. 658

Senate Bill No. 2154

Senate Bill No. 660

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to proper interim committee for study.

DONNELLY, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 163

Senate Constitutional Amendment No. 43

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be adopted, and be re-referred to Committee on Finance.

DONNELLY, Chairman

Above reported bill and resolution re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 1750

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 224

Senate Bill No. 2607

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 728

Senate Bill No. 2597

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bills ordered to second reading.

RESOLUTIONS

The following resolution was offered May 13, 1957:

By Senator Coombs:

Senate Resolution No. 125

Relative to the State Park System

Resolved by the Senate of the State of California. That the State Park Commission include within the State Park System the 10 acres of land in Napa County at the head of Chiles Creek in Chiles Canyon contiguous to the site of the old Chiles Mill and the pioneer marker designating the mill and its history located on the south bank of the highway directly opposite the site of the mill; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit copies of this resolution to the State Park Commission.

Resolution read, and referred to Committee on Natural Resources.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****Consideration of Assembly Amendments**

Senate Bill No. 2142—An act to amend Section 2 of the Water Conservation Act of 1931 (Ch. 1020 of the Stats. of 1931), relating to water conservation districts, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 2142?

Amendment No. 1

On page 3 of the printed bill, as amended in Senate April 22, 1957, strike out lines 2 and 3, and insert a period.

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 2142 by the following vote:

AYES—Senators Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert J. McCarthy, Miller, Richards, Short, Sutton, and Thompson—27.

NOES—None.

Above bill ordered enrolled.

Chief Assistant Secretary Lachlan M. Richards at the Desk

SECOND READING OF SENATE BILLS

Senate Bill No. 2192—An act to amend Sections 310 and 1704 of the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2664—An act to amend Section 817 of the Public Utilities Code, relating to regulation of public utilities.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 367—An act to add Article 3.5 (commencing with Section 37440) to Chapter 5, Part 2, Division 3, Title 4 of the Government Code, relating to city airports.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Utilities:

Amendment No. 1

On page 2, line 31, of the printed bill, as amended in Senate May 2, 1957, after "sale" and before the period, insert "unless earlier discontinuance of such use is permitted by the Administrator of the Civil Aeronautics Administration of the United States Department of Commerce".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 780—An act to amend Section 11590 of the Business and Professions Code, relating to subdivision maps and the dedication of access rights.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Senate April 10, 1957, after the period, insert "Such waivers of access rights shall not be required by local authorities as a condition precedent to the approval of any final map."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1831—An act to amend Sections 23985, 24013, and 24203, and to repeal Section 24015 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1275—An act to amend Section 14525 of, and to add Section 14524.1 to, the Education Code, relating to the State Teachers' Retirement System.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1620—An act to add Sections 14638.1, 14638.2, and 14638.3 to, and to amend Sections 14565 and 14575 of, the Education Code, relating to benefits payable under the State Teachers' Retirement System.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2075—An act to add Section 14494.1 to the Education Code, relating to the Teachers' Retirement System; declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1722—An act to amend Section 14641 of the Education Code, relating to the State Teachers' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

Strike out line 1 of the title of the printed bill, and insert "An act to add Section 14631.1 to, and to amend Sections 14633 and 14641 of, the Education Code, relating".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 14631.1 is added to the Education Code, to read:

14631.1. Retirement allowances payable for time commencing on October 1, 1957, are hereby increased to the amount they would be if the provisions of Sections 14633 and 14641 as they exist on that date had been in effect on July 1, 1956.

This section does not authorize any decrease in any retirement allowance, nor does this section give any retired person, or his successors in interest, any claim against the State for any increase in any retirement allowance paid or payable for time prior to October 1, 1957.

SEC. 2. Section 14633 of said code is amended to read:

14633. The retirement allowance in Section 14632, exclusive of the annuity in subdivision (c) of that section, but when added to the retirement allowance, prior to optional modification, the person is entitled to receive from a local retirement system, shall be, by increase in the annuity under the Retirement Annuity Fund, at least seventy dollars (\$70) per year, multiplied by the member's years of service, not to exceed forty (40); provided, the retired member is at least 60 years of age at the time of retirement. If retirement is at an age less than 60 years, the minimum retirement allowance under this section is an amount [actuarially equivalent to the value at the lesser age] *equal to a fraction of the minimum retirement allowance calculated under the preceding [sentence, deferred to the age of 60 years] sentence, said fraction being that set forth in Section 14635 opposite the member's age at retirement, taken to the preceding completed quarter year, in the column applicable to the member's sex.* For any member under retirement who re-enters membership in the retirement system and subsequently retires, the lesser age to be taken to the preceding quarter year, in the next preceding sentence, for calculating the minimum retirement allowance under this section, shall be determined by deducting from the member's age at the subsequent retirement, the aggregate time during which the member was under retirement prior to re-entry into membership in the system; *provided, however, that the fraction to be taken at such adjusted lesser age shall not be less than nine-tenths if the subsequent and prior retirements were for disability.* No retirement allowance shall be increased under this section to exceed, annually, 75 percent of the [average annual compensation earnable by the member during the three (3) years immediately preceding his retirement] *final compensation of the retired member.*

SEC. 3. Section 14641 of said code is amended to read: "

Amendment No. 3

On page 1, line 27, strike out "except that if", and insert "provided, however, that such adjusted age shall be taken at not less than 58 for males or 58½ for females if the subsequent and prior requirements were for disability. If".

Amendment No. 4

On page 1, line 28, strike out "earned", and insert "earnable".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 490—An act to amend Section 462 of the Public Utilities Code, relating to common carrier fares.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1441—An act to add Section 4662 to the Corporations Code, relating to the winding up and dissolution of public utility corporations.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1882—An act to amend Sections 73824 and 73825, relating to compensation of employees of the municipal court established in the City of Modesto.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1883—An act to amend Section 73822 of, to repeal Section 73823 of, and to add Section 73823 to the Government Code, relating to the Modesto Municipal Court.

Bill read second time, and ordered to third reading.

Secretary J. A. Beek at the Desk

THIRD READING OF SENATE BILLS

Senate Bill No. 2276—An act to amend the title of Article 3 (commencing with Section 8721) of Chapter 3 of Part 3 of Division 2 of, and Sections 8607, 8715, 8721, 8722, 8723, 8732, 9151 and 9351 of, and to add Sections 8612, 8712.5, 8751.5 and 8994.5 to, and to repeal Sections 8724 and 8731 of, the Revenue and Taxation Code, relating to the use fuel tax, to provide for the collection of the tax by vendors.

Motion to Refer Bill to Inactive File

Senator Breed moved that Senate Bill No. 2276 be placed on the inactive file.

Motion carried.

Senate Bill No. 1337—An act to add Division 3.5, the Street and Road Bond Act of 1957, to the Streets and Highways Code, relating to the issuance and sale of bonds to finance the immediate construction of county roads and city streets, such bonds to be payable solely from certain portions of the State Highway Fund and Highway Users Tax Fund, and authorizing the immediate expenditure of the proceeds from the sale of such bonds for the construction of such roads and streets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Richards, Sutton, and Thompson—24.

NOES—None.

Bill ordered transmitted to the Assembly.

CALL OF THE SENATE

Senator John F. McCarthy moved a call of the Senate.

Motion carried.

Time, 3.40 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1350—An act to amend Section 9651 of the Revenue and Taxation Code, relating to the motor vehicle transportation license tax, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Donnelly, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Richards, Short, Sutton, and Thompson—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1151—An act to amend Section 2110 of the Streets and Highways Code, relating to Highway Users Fund.

Bill read third time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendment:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate May 10, 1957, after "Users", insert "Tax".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2189—An act to amend Sections 1756, 1757, 1758, 1759, 1760, 1761, 1762, 1763, 1765, and 1766, of the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Kraft, McBride, Miller, Montgomery, Regan, Richards, and Sutton—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1199—An act to add Section 8936.1 and Article 4 (commencing with Section 8945) to Chapter 16, Division 3 of the Business and Professions Code, relating to yacht and ship brokers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2020—An act to amend Section 4160 of the Business and Professions Code, relating to pharmacy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 2023—An act to amend Section 4213 of the Business and Professions Code, relating to dangerous drugs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Regan, Richards, Short, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2040—An act to amend Section 4416 of the Business and Professions Code, relating to dangerous drugs.

Bill read third time.

Motion to Amend

Senator Kraft moved the adoption of the following amendment:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "dangerous drugs", and insert "pharmacy".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2366—An act to amend Section 2 of the Business and Professions Code, relating to the regulation and protection of private business and licensed professions and callings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Regan, Richards, Short, Sutton, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1838—An act to amend Section 11014 of the Business and Professions Code, relating to real estate subdivisions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Thompson, and Williams—34.
NOES—Senator Sutton—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1845—An act to amend Section 559 of, and to add Section 631.5 to, the Agricultural Code, relating to the manufacture and sale of semifrozen milk drinks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1920—An act to amend Section 403.5 of the Agricultural Code, relating to grazing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert L. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator John F. McCarthy Presiding

At 4.25 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Senate Bill No. 1995—An act relating to the planning, financing, construction and operation of the facilities of the San Luis Project which may be used jointly by the State and the United States, and making an appropriation therefor, and declaring the urgency thereof to take effect immediately.

Bill read third time.

Point of Order

Senator Miller rose to a point of order and stated that Senator Richards was not confining his remarks to Senate Bill No. 1995.

The President ruled the point of order well taken.

President of the Senate Presiding

At 5.05 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Point of Order

Senator Miller rose to a point of order and stated that Senator Regan was not confining his remarks to Senate Bill No. 1995.

The President ruled the point of order well taken.

Previous Question

Senator Farr moved the previous question.

Motion carried.

The President put the question.

The question being on the final passage of Senate Bill No. 1995.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 1995.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, April 5, 1957

*To the Honorable Members of the Senate
Sacramento, California*

GENTLEMEN :

Senate Bill No. 1995, "An act relating to the planning, financing, construction and operation of the facilities of the San Luis Project which may be used jointly by the State and the United States, and making an appropriation therefor, and declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

This bill appropriates \$1,000,000 from the Investment Fund to the Department of Water Resources for state participation in the San Luis Project. This money may be advanced to the United States Department of Interior for the preparation of plans and specifications for the construction of state-federal joint-use facilities. Also, the Department of Water Resources may enter into an agreement with the United States providing for such joint use of the San Luis Project as an integrated part of the State's Feather River Project and of the Federal Central Valley Project, and that upon the repayment to the United States of the reimbursable federal costs such facilities shall be conveyed to the State. The authority given the Department of Water Resources is not to be exercised until the enactment of federal legislation authorizing federal participation in the San Luis Project, and the execution of such joint-use agreement. Further, if moneys are advanced by the State and the cooperative agreement is not executed, the United States must reimburse the State for such advances. The enactment of this bill will speed the passage of the enabling federal legislation. This joint-use project will meet the critical water shortage in the western and southern portions of the San Joaquin Valley. The money to be advanced by the State will expedite the commencement of this project, and should advance its completion by at least a year. For these reasons, it is urgent that this bill be acted upon forthwith and that the funds provided in it be made immediately available.

I therefore recommend consideration of Senate Bill No. 1995 as an emergency measure.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Short, Thompson, and Williams—31.

NOES—Senators Beard, Cunningham, Dilworth, Dorsey, Kraft, Murdy, Richards, and Sutton—8.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Short, Teale, Thompson, and Williams—32.

NOES—Senators Beard, Cunningham, Dilworth, Dorsey, Kraft, Murdy, Richards, and Sutton—8.

Bill ordered transmitted to the Assembly.

UNFINISHED BUSINESS (RESUMED)

Senate Bill No. 653—An act to amend Section 211 of the Financial Code, relating to the Superintendent of Banks.

Consideration of Governor's Veto

Governor's message stating his objections read previously.

The question being: Shall Senate Bill No. 653 become a law notwithstanding the objections of the Governor?

The roll was called, and the Senate refused to sustain the objections of the Governor by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—39.

NOES—Senator Dilworth—1.

Senate Bill No. 653 ordered transmitted to the Assembly with the Governor's objections.

MOTION TO PRINT REMARKS

Senator Collier moved that Senator Miller's remarks regarding Senate Bill No. 653 be printed in the Journal.

Motion carried.

REMARKS BY SENATOR MILLER REGARDING SENATE BILL NO. 653

Mr. President and Members of the Senate:

I rise to move that Senate Bill No. 653 become law, the Governor's veto notwithstanding. Before I make that motion I desire to present to you the issues involved.

The subject to which I address myself, in my opinion, is the most important and vital one which the Senate will consider this entire session. It is important because it goes to the very foundations of our form of government. If we ignore this issue our power to deal with all other matters is jeopardized.

Our founding fathers wisely provided for a division of government with three separate branches. The authority vested in the executive branch was not intended to give the executive power to do more than indicate general direction; policy was assumed to be the proper business of the Legislature.

I wish therefore to discuss first of all the policy involved in the question requiring executive appointments be made with the advice and consent of the Senate.

This policy has long been an established one in Federal Government. The President of the United States must submit not only his department heads (the cabinet members) but their deputies (the assistant secretaries), all appointments to commissions such as the Interstate Commerce Commission, and the Federal Communications Commission, all ambassadors, all judges, and officers of the military and, in fact, he cannot even appoint a postmaster without submitting the appointment to Congress.

In California the policy has been established by the people in the Constitution. Members of the Public Utilities Commission, Fish and Game Commission, State Personnel Board, Alcoholic Beverage Control Appeals Board and the Director of Alcoholic Beverage Control are all subject to Senate confirmation by a mandate of the people of this State who wrote the specific provisions into the Constitution. The

Legislature has consistently followed the people's will in this matter in the creation of new offices and since the 1930's most of the new offices established are, under present law, subject to confirmation. These include:

Governor's Appointments of Heads of State Agencies
SUBJECT to Senate Confirmation
 No. 11226

<i>Officer or Board</i>	<i>Citation</i>
Adjutant General	M. & V. C. 162
Adult Authority	Pen. C. 5075
Board of Corrections (two members)	Pen. C. 6025
Board of Pilot Commissioners for	
Bays of San Francisco, San Pablo and Suisun	H. & N. C. 1150
Board of State Harbor Commissioners for San Francisco Harbor	H. & N. C. 1700
Board of State Harbor Commissioners for Humboldt Bay	H. & N. C. 3800
Savings and Loan Commissioner	Fin. C. 5201
California Aeronautics Commission	P. U. C. 21201
California Highway Commission	S. & H. C. 70
California State Communications Advisory Board	Gov. C. 15275
California Unemployment Insurance Appeals Board	U. I. C. 401
California Veterans Board	M. & V. C. 65
Cemetery Board	B. & P. C. 9625
California Law Revision Commission	Gov. C. 10301
Commissioner of the California Highway Patrol	Veh. C. 139.07
Director of Corrections	Pen. C. 5051
Director of Disaster Office	M. & V. C. 1518.2
Director of Employment	U. I. C. 302
Director of Industrial Relations	Lab. C. 51
Director of Social Welfare	W. & I. C. 105
Director of Youth Authority Department	
(Chairman Youth Authority)	W. & I. C. 1712, 1723
Fish and Game Commission	Const. Art. IV, Sec. 254
Industrial Accident Commission	Lab. C. 112
Insurance Commissioner	Ins. C. 12900
Public Utilities Commission	Const. Art. XII, Sec. 22
Social Welfare Board	W. & I. C. 101
State Board of Dry Cleaners	B. & P. C. 9530
State Board of Education	Ed. C. 101
State Fire Marshal	H. & S. C. 13101
State Park Commission	P. R. C. 506
State Personnel Board	Const. Art. XXIV, Sec. 2
State Soil Conservation Commission	P. R. C. 9054
Superintendent of California Institution for Women	Pen. C. 6050
Youth Authority Board	W. & I. C. 1712
Wardens of State Prisons	Pen. C. 2000, 2020, 2030, 6050
Director of Alcoholic Beverage Control	Const. Art. XX, Sec. 22
Alcoholic Beverage Control Appeals Board	Const. Art. XX, Sec. 22
Director of Water Resources	Wat. C. 150
State Water Rights Board	Wat. C. 185

However, it would appear that even though this has been the policy for many years no effort has been made to include many offices which had existed prior to the 1930's. The appointments not now subject to confirmation include:

Governor's Appointments of Heads of State Agencies
NOT SUBJECT to Senate Confirmation
 No. 11226

<i>Officer or Board</i>	<i>Citation</i>
Board of Administration	
State Employees' Retirement System (2 members)	Gov. C. 20100
Board of Dental Examiners	B. & P. C. 1603
Board of Directors, California State Fair and Exposition	Ag. C. 71
Board of Directors, State Compensation Insurance Fund	Ins. C. 11770
Board of Examiners in Veterinary Medicine	B. & P. C. 4800
Board of Governors, State Nautical School	Ed. C. 21101
Board of Managers, State Bureau of	
Criminal Identification and Investigation	Pen. C. 11001
Board of Medical Examiners	B. & P. C. 2100

<i>Officer or Board</i>	<i>Citation</i>
Board of Nurse Examiners	B. & P. C. 2703
Board of Osteopathic Examiners	D.A. 5727, Sec. 1; B. & P. C. 3600.1
Board of Pilot Commissioners for Humboldt Bay	H. & N. C. 1250
Board of Pilot Commissioners for Harbor of San Diego	H. & N. C. 1350
Board of Vocational Nurse Examiners	B. & P. C. 2843
California Horse Racing Board	B. & P. C. 49421
California State Board of Architectural Examiners	B. & P. C. 5510
California State Board of Landscape Architects	B. & P. C. 5620
California State Board of Pharmacy	B. & P. C. 4000
California State Disaster Council (5 members)	M. & V. C. 1510
California Toll Bridge Authority (1 member)	S. & H. C. 30050
Certified Shorthand Reporters Board	B. & P. C. 8000
Chief, Division of Apprenticeship Standards	Lab. C. 57
Chief, Division of Housing	Lab. C. 57
Chief, Division of Industrial Safety	Lab. C. 57
Industrial Safety Commissioner	Lab. C. 70
Chief, Division of Labor Law Enforcement	Lab. C. 57
Chief, Division of State Compensation	
Insurance Fund	Lab. C. 57
Commissioner of Corporations	Corp. C. 25301
Commission of Housing	Lab. C. 75
Contractors State License Board	B. & P. C. 7000
Director of Agriculture	Ag. C. 21
Director of Finance	Gov. C. 13002
Director of Mental Hygiene	W. & I. C. 152
Director of Motor Vehicles	Veh. C. 105
Director of Natural Resources	P. R. C. 501
Director of Professional and Vocational Standards	B. & P. C. 151
Director of Public Health	H. & S. C. 107.5
Director of Recreation	P. R. C. 8605
Director of Veterans Affairs	M. & V. C. 75
Real Estate Board	B. & P. C. 10051
Real Estate Commissioner	B. & P. C. 10051
Reclamation Board	Wat. C. 8551
Recreation Commissioner	P. R. C. 8601
State Athletic Commission	B. & P. C. 18620
State Board of Accountancy	B. & P. C. 6500
State Board of Barber Examiners	Initiative Act 1922
State Board of Cosmetology	B. & P. C. 7301
State Board of Funeral Directors and Embalmers	B. & P. C. 7601
State Board of Guide Dogs for the Blind	B. & P. C. 7200
State Board of Optometry	B. & P. C. 3010
State Board of Public Health	H. & S. C. 103
State Board of Registration for	
Civil and Professional Engineers	B. & P. C. 6710
State Librarian	Ed. C. 22003
State Water Pollution Control Board	Wat. C. 13001
Structural Pest Control Board	B. & P. C. 8520
Superintendent of Banks	Fin. C. 211

Obviously if it is sound to require confirmation of the directors of some departments it is equally sound to require the same of all others.

The federal policy as it has been adopted in part in this State has always seemed most wise to me for a number of reasons not the least of which is that it maintains proper authority with the Legislature.

The Governor is, of course, elected by the people and is responsible to the people. Not so with his appointees. They are removed from direct responsibility to the people and without the requirement of Senate confirmation are completely removed from the people's representatives.

In such circumstances appointees often become removed from the public to the point they are unresponsive to the public will.

This is particularly true when appointees are reappointed and even carried over by reappointment from one governor to another. Some of these become not only experienced in the art of circumventing legislative policy decisions but imbued with the idea *they* and not the Legislature set the policy.

Not only does Senate confirmation afford some opportunity for the people's representatives to protect their constituents from this type of bureaucratic person but more important it affords the people an opportunity, through their elective representative, to protect themselves against a bad appointment in the first instance.

I ask you to remember that the appointments we are here concerned about are persons to whom we, the Legislature, have delegated authority to carry out the policies established by the Legislature—they are persons whom the Governor appoints to carry out that policy and to act for him in carrying out the will of the people. I ask you to remember that in a state of this size the Governor cannot personally keep track of every action of his many employees—he cannot in fact always have full knowledge concerning the people he proposes to appoint.

I am sure each of you in your own minds can think of some appointment made by a governor which, if you had an opportunity to prevent you would have done so.

I can think of at least two occasions when a governor appointed persons to high office who did not even meet the legal requirements of qualification for the offices to which they were appointed.

I can think of another appointment of a man to high office who had twice run against a Member of this Senate. Gentlemen, that member sits in this Senate today while the man who twice ran against him sits across the street occupying a high office and is in a position to influence decisions on important state matters which could affect adversely the Senator's district and his ability to be re-elected.

A further protection which confirmation provides is that wherein the Governor may become mentally or physically incompetent with the result that his secretaries are in fact making the appointments and merely securing the Governor's signature despite the fact that he is not mentally or physically competent to make proper decisions.

Under the Constitution of this State it is provided in Article V, Section 16 "In case of impeachment of the Governor * * * his absence from the State, or his other temporary disability to discharge the powers and duties of office, then the powers and duties of the Office of Governor shall devolve upon * * * the Lieutenant Governor."

As I read the section there appears to be two practical weaknesses. There is no reference to what happens if the disability is other than temporary—in other words if he is permanently disabled—but the glaring weakness from a practical standpoint is that it does not say who is to determine whether he is disabled to the point he cannot discharge his powers and duties. Gentlemen, it is the same situation which has recently caused considerable question in the Federal Government.

I think most of you remember the situation when Rolph was Governor and became ill and was placed in a sanitarium. He was not disqualified from continuing to exercise the powers and duties of the Office of Governor but as a practical matter his secretaries were making the appointments.

Now the bill under discussion simply provided that the Superintendent of Banks *in the future* be appointed with the advice and consent of the Senate.

Senate Bill No. 653 was introduced on January 16th. It was first heard in Senate committee on March 21st. It passed the Senate without a dissenting vote on March 25th. The vote was 35-0. It was not heard in Assembly committee until April 23d, a month after passage in the Senate. It passed the Assembly on April 26th by a vote of 67-0.

The bill, as the record shows, was never amended and cannot in any sense be charged with being hastily passed at any point along the way.

The Governor in his veto message states his objections to be, and I quote: "This provision violates a basic rule of public administration that the authority and the responsibility for any act be vested in the same person. When an appointment is made by the Governor of a director of a department to serve at his pleasure, the Governor should be solely responsible to the people for that appointment.

"I have been concerned at the trend in recent years to place more and more restrictions upon the Executive in the exercise of his constitutional functions, and I am firmly of the opinion that this trend should not be further extended." End of quote.

Gentlemen of the Senate, the Governor raised no such objections to the measure which established the State Director of Alcoholic Beverage Control, or the State Director of the Water Department. To the contrary he issued many glowing statements in support of these measures, yet both went beyond requiring Senate confirmation and reserved to the Legislature the power of not only approving the appointments but discharging the appointees at any time after the approval of their appointments.

So what we have before us in this veto message is something which strikes even harder at basic foundation and structure of government than merely an objection to the Legislature's reserving the power to approve the executives appointments. What we have here is an abusive use of the veto power which if permitted to stand is a blow to the powers and authority of the Legislature to determine policy for the executive branch of government.

The veto power granted the Governor is not one to be used whimsically, capriciously or for the purpose of political retaliations. It is a power granted to the Governor for the purpose of protecting the public from sectionalism, expenditures for which there are not sufficient funds, and inadvertent errors in legislation.

I think you will find that in the past governors have generally used the veto power most sparingly and only as a reserve in situations where errors have been made in legislation presented to the Executive or when appropriations have been voted beyond the Executive's ability to meet the expenditures which would be required. I believe you will find few examples of it having been used simply because the Executive felt that he would not have voted for the measure had he been a Member of the Legislature. I know you will find that in the 1955 Session the Governor did not veto a single Senate bill. (Some which passed after the veto date were unsigned -pocket vetoed—but none were returned to the Senate vetoed).

For guidance on this subject I think we should look to the Federal Government.

Eight of our presidents never exercised the veto power. Washington only exercised it twice; Madison six times; Monroe once; Jackson twelve times; and Tyler nine.

President Cleveland probably used the veto more often than any president in vetoing 358 measures, but most of these were private pension bills of an indefensible character.

In understanding the presidential attitude on the veto I would recite to you the statement of President Harrison, who said, and I quote:

"The President does not deal with bills submitted for his approval upon the principle that he should approve only such as he would have voted for if he had been a Member of Congress. Much deference is due to the Congress, and vetoes have customarily been used only when the fault in the legislation was serious in itself or as a precedent."

Gentlemen, the Executive is not a king nor a dictator. This is a people's government and the people govern through their elected representatives with the Legislature as the meeting place for their representatives. By this method the people govern themselves, and the executive branch of government must carry out the policies which the people have determined.

In exercising a veto power simply because he does not like the policy decided by the people's representatives, the Executive in effect is declaring that he, and not the people, will make the laws of the State and that the representatives of the people cannot impose policy upon the Executive.

In this situation the Legislature suffers a most dangerous weakening of power and if allowed to continue will lose its power altogether.

A president of the United States has said, and I quote:

"The weakening of the legislative arm leads to encroachment by the Executive upon the legislative and judicial functions, and inevitably that encroachment is upon individual liberty. If we examine the fate of the wrecked republics over the world we shall find first a weakening of the legislative arm." Gentlemen, that statement was made by *Herbert Hoover*.

I would like to contrast that with a statement made by Woodrow Wilson. "The President," he said, "is at liberty both in law and in conscience to be as big a man as he can. His capacity will set the limit. He is entitled to seek the leadership of the Nation because if he succeeds it is because the President has the Nation behind him and Congress has not."

I do not subscribe to that. I deny that the people's government is nothing more than one man and his appointees. I hold that this is in fact a people's government, controlled at all times by the people through their elected representatives, and the function of the Chief Executive is to carry out the people's will. If we allow the powers of government to become concentrated in one hand we have as Madison said, and I quote, "the very definition of tyranny," close quote. Since Madison, we have witnessed the terrible fate of the world when a Mussolini, or a Hitler, can destroy government and grab the power over a nation in the palm of one hand.

Gentlemen, I ask that you consider this question carefully with all of its ramifications and consider whether or not an executive should be allowed to veto the unanimous action of both houses simply on the

basis that he does not like the policy. In this case it is even more than that because the policy has long been established by the Legislature and accepted by every governor, including the present one.

I think when you have considered all aspects you must vote to override this veto. Gentlemen, if the Legislature can err, so can the Governor. In this instance I think he has erred badly. His point as to "restrictions upon the Executive in the exercise of his constitutional function" is not well taken because it ignores the provisions which the people have voted into the Constitution at every opportunity in the past 40 years to make the governors' appointments subject to confirmation.

Gentlemen, you have all witnessed civil service heads of divisions attempting to tell the Legislature what the policies of this State shall be. If we are to have nothing to say about the appointive heads of the various departments who by law must carry out the policies which we sit here many long and arduous hours every year trying earnestly to establish, I ask you: *What in the world are we doing here at all?*

How else can we assure ourselves that the appointments made by the Governor are qualified, competent, honest and able persons. How can we assure the people of our districts that the persons appointed to head up agencies which have regulatory powers over them which have the sum and substance of laws passed by this Legislature are proper persons.

The Governor's personal staff is one thing but when it comes to persons who have jurisdiction over my people and who can enforce regulatory powers to the point of having my people fined or imprisoned I want to have something to say about it. I want to be sure that the people of my district are protected.

Gentlemen, the idea of the people's representatives enforcing the policies which they have established has been so strong in this State that we have witnessed legislation authored by such persons as Senators Hatfield, Hulse, Swing and Rich establishing the Public Works Board, the Local Allocations Board, and the Wild Life Board, wherein legislative members sit on these boards to assure the Legislature that the policies established will be carried out.

And one final word, remember that in a large sense the power of the Legislature was greatly hampered by the adoption of the constitutional amendment several years ago limiting the length of the sessions. Gentlemen, under that provision the Legislature lost its power to remain in session or recess in order to force the Governor to either approve or reject a measure and still provide the Legislature the opportunity of overriding a veto. I ask you to exercise that power which yet remains with you and vote both to put into law a bill which simply follows a well established and well advised precedent and at the same time continue to retain the powers and authority vested in you as the representatives of the people of this State to decide policy for them.

Mr. President, I move that Senate Bill No. 653 become law, the Governor's veto notwithstanding.

I ask for an "aye" vote.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 2001—An act to amend Sections 8902, 8915, 8937, 8938.1, 8938.2, 8938.3, 8938.4, 8941, 8943, 8950, 8952, 8954, 8955, 8966, 8967, 8970, 8971, 8971.5, 8972.1, 8973, and 8975 of, and to amend and renumber Sections 8917, 8918, 8919, 8923, 8924, 8925, and 8926 of, and to add Sections 8905, 8916, 8917, 8918, 8919, 8920, 8921, 8922, 8923, 8924, 8931, 8937.1, and 8968 to, and to repeal Sections 8905, 8916, 8920, 8921, 8922, 8951, 8969, and 8972 of, the Business and Professions Code, relating to the Department of Professional and Vocational Standards to provide for a Yacht and Ship Brokerage Board therein and the regulation of yacht and ship brokerage.

Bill read third time.

Motion to Amend

Senator Kraft moved the adoption of the following amendment:

Amendment No. 1

In line 12 of the title of the printed bill, as amended in Senate May 13, 1957, after "brokerage" insert ", and making an appropriation".

Amendment read, and adopted.

Bill ordered printed.

Motion to Re-refer Senate Bill No. 2001

Senator Kraft moved that Senate Bill No. 2001 be re-referred to Committee on Finance.

Motion carried.

Secretary J. A. Beek at the Desk

Senate Bill No. 1918—An act to add Section 1094.5 to the Code of Civil Procedure, relating to tax assessments.

Bill read third time.

Motion to Amend

Senator Williams moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 15, 1957, strike out "1094.5 to the Code of Civil Procedure", and insert "1850 to the Revenue and Taxation Code".

Amendment No. 2

On page 1, before line 1, insert

"The people of the State of California do enact as follows:

SECTION 1. Section 1850 is added to the Revenue and Taxation Code, to read:".

Amendment No. 3

On page 1, line 1, strike out "1094.6", and insert "1850".

Amendment No. 4

On page 1, line 3, strike out "role", and insert "roll".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 352—An act to amend Sections 12175, 12176, 12177, 12179, 12181, 12182, 12183, 12184, 12186, 12187, 12188, and 12189, of, to repeal Sections 12178 and 12180 of, and to add Sections

12180, 12187.1, and 12187.2 to, the Health and Safety Code, relating to the storage of explosives.

Bill read third time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "12000,".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 12000 of the Health and Safety Code is amended to read: 12000. Unless the context otherwise requires, "explosive," as used in this division, includes any of the following:

(a) Gunpowder, blasting powder, dynamite, guncotton, nitroglycerine, a nitroglycerine compound, fulminate, blasting cap (electric or nonelectric), or an explosive substance having an explosive power equal to or greater than black blasting powder.

(b) A substance to be exploded or ignited to produce a force for propelling missiles or rendering other substances.

"Explosive" does not include any substance specified in this section in the form of fixed ammunition for small arms, or oxidizing agents such as or comparable to ammonium nitrate.

SEC. 1.5. Section 12175 of said code".

Amendment No. 3

On page 2, line 46, after "used.", insert "When explosives or detonators that are stored in a magazine become damp, electric lights may be installed for drying purposes. Such lights shall be encased in vapor-tight globes and shall be kept at least five feet from such explosives and detonators. The wiring shall be in conduit and the switch located outside the magazine."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Short:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 9356.3 to the Government Code, relating to the Legislators' Retirement System.

Respectfully submitted,

SENATOR ALAN SHORT

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 14, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Governmental Efficiency.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—38.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bill was introduced, and read the first time:

Senate Bill No. 2672: By Senator Short—An act to add Section 9356.3 to the Government Code, relating to the Legislators' Retirement System.

Referred to Committee on Governmental Efficiency.

Motion to Print With a Rush Order

Senator Short moved that Senate Bill No. 2672 be sent to print with a rush order.

Motion carried.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Byrne:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Chapter 17.5 (commencing at Section 7601) to Division 3 of the Education Code, relating to school district public works in areas affected by state construction projects, and making an appropriation therefor.

Respectfully submitted.

SENATOR BYRNE

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 14, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Education.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Covey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert L. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bill was introduced, and read the first time:

Senate Bill No. 2673: By Senator Byrne—An act to add Chapter 17.5 (commencing at Section 7601) to Division 3 of the Education Code, relating to school district public works in areas affected by state construction projects, and making an appropriation therefor.

Referred to Committee on Education.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 6.05 p.m., on motion of Senator John F. McCarthy, further proceedings under the call of the Senate were dispensed with.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolution was introduced, and read:

Senate Constitutional Amendment No. 44: By Senators Richards, Cunningham, Kraft, Thompson, Williams, Murdy, McBride, Beard, Grunsky, Hollister, Dorsey, and Dilworth—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Sections 5 to 10, inclusive, to Article XIV thereof, relating to water development.

Referred to Committee on Water Resources.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 1912

Senator Busch moved that Senate Bill No. 1912 be withdrawn from Committee on Governmental Efficiency for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1912—An act to add Article 6 (commencing at Section 23095) to Chapter 1.5 of Division 9 of, to add Section 24045.2 to, and to amend Section 25761 of, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Busch moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Senate May 8, 1957, strike out "pay into the Alcoholic Beverage Control Fund", and insert "make an offer in compromise, to be paid into the Alcoholic Beverage Control Fund, consisting of".

Amendment No. 2

On page 1, line 15, strike out "shall", and insert "may stay the proposed suspension and".

Amendment No. 3

On page 1, line 22, strike out "monetary loss", and insert "loss of sales of alcoholic beverages".

Amendment No. 4

On page 2, strike out lines 2 to 6, inclusive, and insert "mined with reasonable accuracy therefrom. Such offer in compromise shall be the equivalent of 20 percent of the estimated gross sales of alcoholic beverages for each day of such proposed suspension, and such offer in compromise shall be not less than two hundred fifty dollars (\$250) nor more than two thousand dollars (\$2,000)."

Amendment No. 5

On page 2, strike out lines 7 to 9, inclusive, and insert "23096. The moneys derived from a payment in compromise under Section 23095 shall be paid to the".

Amendment No. 6

On page 2, line 26, strike out "The department's"; and strike out lines 27 to 29, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 806

Senate Bill No. 2304

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 806

Senator Regan moved that Senate Bill No. 806 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 806—An act to add Section 1189.2 to the Code of Civil Procedure, relating to notice requisite to filing and enforcing a mechanic's lien.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 11 and 12, of the printed bill, strike out "performing labor upon, or (2)".

Amendment No. 2

On page 1, line 12, strike out "(3)", and insert "(2)".

Amendment No. 3

On page 1, line 13, strike out "(4)", and insert "(3)".

Amendment No. 4

On page 1, line 15, strike out "hereinafter"; and strike out lines 16, 17, and 18; and, in line 19, strike out "provement", and insert "provided by this section".

Amendment No. 5

On page 1, line 27, strike out "performing such labor or".

Amendment No. 6

On page 2, line 2, strike out "perform such labor or".

Amendment No. 7

On page 2, line 5, strike out "the performance of such labor or".

Amendment No. 8

On page 2, between lines 7 and 8, insert

"The time for serving the notice is as follows:

(1) When a contract between the owner and prime contractor for the work of improvement is recorded in the county in which the work of improvement is situated, and the contract specifies a date for payment to the prime contractor later than the fifteenth of any month, and a person to whom this section applies has not received payment for materials or services, furnished by him during the preceding calendar month, within 10 days after the date of payment to the prime contractor specified in such contract, he must give notice within 10 days after such contract payment date, unless earlier notice is required by paragraph 4.

(2) If a person to whom this section applies has not received payment during the first 15 days of a calendar month for materials or services furnished during the preceding calendar month, and paragraphs (1), (3) or (4) do not apply, he must give notice by the twenty-fifth day of such later calendar month.

(3) Notwithstanding the provisions of paragraph (1) and (2), whenever any portion of a work of improvement is executed by a subcontractor in accordance with the terms of a bona fide contract between a prime contractor and the subcontractor

or between a subcontractor and another subcontractor hereinafter referred to as a sub subcontractor, and special terms of payment are stipulated in such contract, every subcontractor required by this section to give notice shall serve notice to the owner and every sub subcontractor required by this section to give notice, shall serve notice to the owner and general contractor within 10 days after any payment is due under the terms of such contract, if such contract has not been made to the subcontractor or the sub subcontractor.

(4) Paragraphs (1), (2) and (3) notwithstanding, in any case in which a notice of completion for the work of improvement is filed with the county recorder of the county in which the work of improvement is situated, and a person to whom this section applies has not received payment within 15 days after such notice of completion is filed, he must give notice within 20 days after the date of filing of such notice of completion.

(5) When a person once gives notice pursuant to this section for any work of improvement, he need not thereafter give any additional notice with respect to such work of improvement pursuant to this section."

Amendment No. 9

On page 2, line 25, strike out "actual labor for wages", and insert "any labor".

Amendment No. 10

On page 2, line 26, after "improvement," insert "with respect to such labor,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 2304

Senator Dolwig moved that Senate Bill No. 2304 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2304—An act to add Section 4209 to the Government Code, relating to the filing of claims and notices.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, after "4209.", insert "(a)".

Amendment No. 2

On page 1, line 7, strike out "within thirty (30) days"; and strike out lines 8 to 11, inclusive, and insert "of the fact of delivery of materials or performance of services and nonpayment therefor at such time as it prescribed by subdivision (c)."

Amendment No. 3

On page 1, line 12, before "no", insert "(b)".

Amendment No. 4

On page 1, strike out lines 16 to 19, inclusive, and insert "of the fact of delivery of materials or performance of services and nonpayment therefor at such time as it prescribed by subdivision (c)."

(c) (1) When a contract between the owner and prime contractor for the project is recorded in the county in which the project is situated, and the contract specifies a date for payment to the prime contractor later than the fifteenth of any month, and a person to whom subdivisions (a) and (b) apply has not received payment for materials or services, furnished by him during the preceding calendar month, within 10 days after the date of payment to the prime contractor specified in such contract, he must give notice within 10 days after such contract payment date, unless earlier notice is required by paragraph (4).

(2) If a person to whom subdivisions (a) and (b) apply has not received payment during the first 15 days of a calendar month for materials or services furnished during the preceding calendar month, and paragraph (1), (3) or (4) do not apply, he must give notice by the twenty-fifth day of such later calendar month.

(3) Notwithstanding the provisions of paragraphs (1) and (2) whenever any portion of a project is executed by a sub subcontractor in accordance with the terms of a bona fide contract between subcontractor and another subcontractor herein referred to as a sub subcontractor, and special terms of payment are stipulated in such contract, every sub subcontractor, required by this section to give notice, shall serve notice to the general contractor within 10 days after any payment is due under the terms of such contract if such payment has not been made to the sub subcontractors.

(4) Paragraphs (1), (2) and (3) notwithstanding, in any case in which a notice of completion for the project is filed with the county recorder of the county in which the project is situated, and a person to whom subdivisions (a) and (b) apply has not received payment within 15 days after such notice of completion is filed, he must give notice within 20 days after the date of filing of such notice of completion.

(d) When a person once gives notice pursuant to subdivision (c) for any project, he need not thereafter give any additional notice with respect to such project pursuant to this section.

(e) This section does not apply to any person performing any labor on a project with respect to such labor on such project.

(f) As used in this section, "project" means an improvement, erection or construction of any building, road, bridge, or other structure, excavating, or other mechanical work for the State, or any political subdivision or agency thereof, for which a contractor's bond is required by Section 4200."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which were referred:

Senate Bill No. 2144

Senate Concurrent Resolution No. 48

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 2144

Senator Hollister moved that Senate Bill No. 2144 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2144—An act to add Sections 725.5 and 725.6 to the Streets and Highways Code, relating to the care and protection of state highways.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 29, 1957, strike out "Sections 725.5 and 725.6", and insert "Section 725.5".

Amendment No. 2

On page 1, line 4, strike out "any state highway", and insert "State Highway Route 57".

Amendment No. 3

On page 1, line 5, strike out "any water development or flood", and insert "the Vaquero Dam."

Amendment No. 4

On page 1, strike out lines 6 to 25, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND SENATE CONCURRENT RESOLUTION NO. 48

Senator Collier moved that Senate Concurrent Resolution No. 48 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Concurrent Resolution No. 48—Relative to the construction of the Capitol Mall in Sacramento.

Resolution read.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed measure, strike out lines 12 to 26, inclusive.

Amendment No. 2

On page 1, lines 31 and 32, strike out “, and with no more than two street lanes to be devoted to vehicular traffic”.

Amendment No. 3

On page 2, line 6, strike out “as a scenic promenade with a”.

Amendment No. 4

On page 2, strike out lines 7 and 8.

Amendment No. 5

On page 2, line 9, strike out “triplelane highway designed for heavy traffic”, and insert “in accordance with the general features of the typical cross section approved by the Capitol Mall Advisory Committee in 1956 which provided for a 40-foot wide center strip”.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 2237

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Vice Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2237

Senator Burns moved that Assembly Bill No. 2237 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2237—An act to amend Sections 6827, 6830, 6834, and 6873.2 of the Public Resources Code, relating to oil, gas, and mineral leases of state lands.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 25, 1957, after “6827,” insert “6829.1”.

Amendment No. 2

In line 1 of the title, after "6834," insert "6871.4,".

Amendment No. 3

On page 2, between lines 31 and 32, insert

"As an alternative to the procedure specified in the preceding paragraph the commission may fix the amount of the cash bonus in the invitation to bid at a prescribed amount per acre of land subject to the lease, and, unless the commission rejects all bids pursuant to Section 6836, award the lease to the qualified bidder who undertakes to pay the highest flat rate of royalty, which may not be less than the minimum 16½ percent as specified in the preceding paragraph, in addition to paying the specified cash bonus and satisfying all other provisions of the lease."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 4

On page 2, between lines 41 and 42, insert

"SEC. 2. Section 6829.1 of said code is amended to read:

6829.1. Every oil and gas lease, including leases of tide and submerged lands, executed under this chapter, shall specify a period of not to exceed [five (5)] *three* (3) years, as specified by the commission in the invitation for bids, subject to extension by the commission as provided in this chapter, [as the drilling term of the lease within which the lessee may commence operations for the drilling of a well for oil or gas if the lease shall embrace lands which were not within the known geologic structure of a producing oil or gas field at the date of issuance by the commission of an invitation to bid for an oil and gas lease thereon, or a period, fixed by the commission, of not to exceed three years, subject to extension by the commission as provided in this chapter.] as the drilling term of the lease within which the lessee may commence operations for the drilling of a well for oil or gas [if the lease shall embrace lands which were within the known geologic structure of a producing oil or gas field at the date of issuance by the commission of an invitation to bid for an oil and gas lease thereon], and, [in either case,] providing that, if lessee fails to commence such operations and to thereafter diligently prosecute them, the lease shall terminate."

Amendment No. 5

On page 2, line 42, after "SEC.", strike out "2", and insert "3".

Amendment No. 6

On page 3, line 3, strike out "charter", and insert "chapter".

Amendment No. 7

On page 3, line 4, after "SEC.", strike out "3", and insert "4".

Amendment No. 8

On page 3, between lines 17 and 18, insert

"If the notice is published in a weekly newspaper, it must appear therein on at least two different days of publication and if in a newspaper published oftener, there must be at least five days from the first to the last day of publication, both days included.

SEC. 5. Section 6871.4 of said code is amended to read:

6871.4. The commission may divide the lands within the area proposed to be leased into parcels of convenient size and shape and shall prepare a form of lease or leases therefor embracing not to exceed 5,760 acres in any one lease [, and if the lands are not within the known geologic structure of a producing oil or gas field at the date of issuance by the commission of an invitation to bid for an oil and gas lease thereon, such lease shall embrace not less than 1,920 acres, or the whole thereof if less than 1,920 acres are available for leasing].

Amendment No. 9

On page 3, line 18, after "SEC.", strike out "4", and insert "6".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 2277

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 2277

Senator John F. McCarthy moved that Senate Bill No. 2277 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2277—An act to amend Section 576 of the Vehicle Code, relating to requirements that vehicles stop at railway grade crossings.

Bill read second time.

Motion to Amend

Senator John F. McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate May 1, 1957, strike out "steam".

Amendment No. 2

On page 2, line 7, after "track", insert "as defined by the Public Utilities Commission unless the Public Utilities Commission determines that a stop should be made".

Amendment No. 3

On page 2, line 14, strike out "to indicate that", and insert "where".

Amendment No. 4

On page 2, lines 14 and 15, strike out "at such tracks".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1602

Senate Bill No. 1606

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 1602

Senator Abshire moved that Senate Bill No. 1602 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1602—An act to add Section 11422.1 to the Government Code, relating to emergency regulations of state agencies.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 12, of the printed bill, after the period, insert "The agency shall, prior to the expiration of the 120-day period, transmit to the Department for filing with the Secretary of State, a certification that either Sections 11423, 11424, and 11425 were complied with prior to adoption, or that compliance was had with this section within the said period. Failure to so certify shall constitute a repeal of the emergency regulation."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 1606

Senator Abshire moved that Senate Bill No. 1606 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1606—An act to amend Sections 11423, 11424, and 11426 of the Government Code, relating to regulations of state agencies.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 12, of the printed bill, strike out "regulation", and insert "action".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 2134

Senate Bill No. 2121

Reports the same back with author's amendments with the second addition: Amended, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 2134

Senator Regan moved that Senate Bill No. 2134 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2134—An act to add Section 1220 to the Civil Code, relating to standing timber or trees.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment :

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate April 8, 1957, after "the", insert "recording".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 2121

Senator Kraft moved that Senate Bill No. 2121 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2121—An act to add Section 507 to the Vehicle Code, relating to the inspection of vehicles.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments :

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 13, 1957, strike out "add Section 507 to", and insert "amend Section 506 of".

Amendment No. 2

On page 1, line 1, strike out "507 is added to the Vehicle Code," and insert "506 of the Vehicle Code is amended".

Amendment No. 3

On page 1, strike out lines 3 to 20, inclusive, and insert "506. Driving When Addicted to or Under Influence of Narcotics or Other Drugs. (a) It is unlawful for any person who is addicted to the use, or under the influence, of narcotic drugs or amphetamine or any derivative thereof to drive a vehicle upon any highway. Any person convicted under this subsection shall be guilty of a felony and upon conviction thereof shall be punished by imprisonment in the state prison for not less than one year nor more than five years or in the county jail for not less than 90 days nor more than one year or by a fine of not less than two hundred dollars (\$200) nor more than five thousand dollars (\$5,000) or by both such fine and imprisonment.

(b) It is unlawful for any person under the influence of any drug or amphetamine or any derivative thereof, other than a narcotic, to a degree which renders him incapable or safely driving a vehicle, to drive a vehicle upon any highway. Any person convicted under this subsection shall be guilty of a misdemeanor and shall be punished by imprisonment in the county jail not to exceed one year or by a fine of not to exceed five hundred dollars (\$500) or both.

(c) The fact that any person charged with a violation of this section is or has been entitled to use such drugs or amphetamine or any derivative thereof under the laws of this State shall not constitute a defense against any violation of this section."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred :

Senate Bill No. 1901

Senate Bill No. 472

Reports the same back with author's amendments with the recommendation : Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1901

Senator Desmond moved that Senate Bill No. 1901 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1901—An act to amend Section 61409 of the Government Code, relating to districts.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "61409", and insert "24001".

Amendment No. 2

In line 2 of the title, after "to", insert "irrigation".

Amendment No. 3

On page 1, line 1, strike out "61409", and insert "24001".

Amendment No. 4

On page 1, strike out lines 3 to 6, inclusive, and insert "24001. *Except as otherwise provided by this section, a person is not eligible to a county or district office, unless at the time of his election or appointment he is of the age of 21 years or over, a citizen of the State, and an elector of the county or district in which the duties of the office are to be exercised. However, if a duly qualified health officer is not available within a county or district, then it shall not be necessary that any person appointed to such position be a citizen of the State or an elector of the county or district at the time of his appointment.*

The assessor, tax collector, or treasurer of a district formed under the Irrigation District Law (commencing at Section 20509 of the Water Code) need not be a resident of the district in which the duties of the office are to be exercised."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 472

Senator Cobey moved that Senate Bill No. 472 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 472—An act to amend Section 434 of the Education Code, relating to compensation for public service in counties of the thirty-fourth class.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "----- dollars (\$-----)" and insert "nine thousand five hundred dollars (\$9,500)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 1476

Assembly Bill No. 836

Assembly Bill No. 3351

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1476

Senator Byrne moved that Senate Bill No. 1476 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1476—An act to amend Section 1 of the Education Code, relating to the Public School System.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 1 of", and insert "add Sections 5153.6 and 7052 to, to add Articles 11.2 (commencing at Section 7099) and Article 14.8 (commencing at Section 7108) to Chapter 15 of Division 3 of, and to amend Sections 7039, 7067, 7075, and 7121 of,".

Amendment No. 2

In line 2 of the title, strike out "the Public School System", and insert "apportionments to school districts in areas affected by state construction projects, and making an appropriation therefor".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 5153.6 is added to the Education Code, to read:

5153.6. In addition there shall be provided such amount as the Superintendent of Public Instruction shall certify as necessary to provide the allowances to school districts during each fiscal year under the provisions of Article 14.8 of Chapter 15 of this division. Such amount is hereby appropriated from the Investment Fund in the State Treasury and shall be transferred therefrom to the State School Fund by the State Controller each fiscal year.

SEC. 2. Section 7039 of said code is amended to read:

7039. [For the Fiscal Year 1953-1954 each computation required by this article for high school and junior college districts shall be made after excluding from the average daily attendance of the district for the preceding fiscal year the average daily attendance in classes for adults and in classes for inmates of any state institution for adults or for inmates of any city, county, or city and county jail, road camp or farm for adults during the preceding fiscal year.]

[For the Fiscal Year 1954-1955, and thereafter, each] (a) Each computation required by this article for high school and junior college districts shall be made after excluding from the average daily attendance for the preceding fiscal year the average daily attendance of adults, as adults are defined in Section 9700.1 [, and the average daily attendance in classes for inmates of any state institution for adults or of any city, county, or city and county jail, road camp or farm for adults] during the preceding fiscal year.

(b) Each computation required by this article for any school district shall be made after excluding from the average daily attendance for the preceding fiscal year

the average daily attendance of project-connected pupils, as that term is defined in Section 7108.1, during the preceding fiscal year.

SEC. 3. Section 7052 is added to said code, to read:

7052. The Superintendent of Public Instruction shall exclude from the computation of allowances provided by Section 7051, the average daily attendance during the preceding fiscal year of project-connected pupils as that term is defined in Section 7108.1.

SEC. 4. Section 7067 of said code is amended to read:

7067. [(a)] The Superintendent of Public Instruction shall allow to each high school district one hundred twenty dollars (\$120) for each unit of average daily attendance in the district during the preceding fiscal year as computed under Sections 6943, 6962, and 6971, subject to the provisions of Section 7148, but not less than two thousand four hundred dollars (\$2,400) shall be allowed to any high school district, to be known as basic state aid.

[(b) For the Fiscal Year 1953-1954 the Superintendent of Public Instruction shall exclude from the computation of allowances provided for in subdivision (a) of this section the average daily attendance during the preceding fiscal year in classes for adults and in classes for inmates of any state institution for adults and of any city, county, or city and county jail, road camp or farm for adults during the preceding fiscal year.]

[For the Fiscal Year 1954-1955, and thereafter, the] (a) *The Superintendent of Public Instruction shall exclude from the computation of allowances provided by [subdivision (a) of] this section the average daily attendance during the preceding fiscal year of adults, as adults are defined in Section 9700.1, and of inmates of any state institution for adults or of any city, county, or city and county jail, road camp or farm for adults.*

(b) *The Superintendent of Public Instruction shall also exclude from the computation of allowances provided by this section, the average daily attendance during the preceding fiscal year of project-connected pupils as that term is defined in Section 7108.1.*

SEC. 5. Section 7075 of said code is amended to read:

7075. [(a)] The Superintendent of Public Instruction shall allow to each junior college district one hundred twenty dollars (\$120) for each unit of average daily attendance in grades 13 and 14, during the preceding fiscal year as computed for the district under Sections 6961 and 6971, subject to the provisions of Section 7149, but not less than two thousand four hundred dollars (\$2,400) shall be allowed to any junior college district, to be known as basic state aid.

[(b) For the Fiscal Year 1953-1954 the Superintendent of Public Instruction shall exclude from the computation of allowances provided for in subdivision (a) of this section the average daily attendance during the preceding fiscal year in classes for adults and in classes for inmates of any state institution for adults and of any city, county, or city and county jail, road camp or farm for adults during the preceding fiscal year.]

[For the Fiscal Year 1954-1955, and thereafter, the] (a) *The Superintendent of Public Instruction shall exclude from the computation of allowances provided by [subdivision (a) of] this section the average daily attendance during the preceding fiscal year of adults, as adults are defined in Section 9700.1, and of inmates of any state institution for adults or of any city, county, or city and county jail, road camp or farm for adults.*

(b) *The Superintendent of Public Instruction shall also exclude from the computation of allowances provided by this section, the average daily attendance during the preceding fiscal year of project-connected pupils as that term is defined in Section 7108.1.*

SEC. 6. Article 11.2 is added to Chapter 15 of Division 3 of said code, to read:

Article 11.2. Computation of Allowances for Projected-connected Pupils

7099. The Superintendent of Public Instruction shall allow each district for each unit of average daily attendance during the preceding fiscal year for project-connected pupils, as that term is defined in Section 7108.1, one hundred twenty dollars (\$120) as basic state aid and the same amount of state equalization aid as is computed by dividing the allowance computed for the district under Article 11 of this chapter by the average daily attendance of the district during the preceding fiscal year, exclusive of average daily attendance during the preceding fiscal year for adults, as adults are defined in Section 9700.1, and for project-connected pupils, as that term is defined in Section 7108.1.

SEC. 7. Article 14.8 is added to Chapter 15 of Division 3 of said code, to read:

Article 14.8. Special Allowances for Project-connected Pupils

7108. The Superintendent of Public Instruction shall allow to each eligible district for each unit of average daily attendance in the district during the preceding fiscal year of project-connected pupils, as project-connected pupils are defined in this article, an amount equal to the product of the assessed valuation multiplied by the general fund tax rate of the district during the preceding fiscal year, divided by the

average daily attendance of the district, exclusive of the average daily attendance of project-connected pupils.

7108.1. A project-connected pupil, as used in this article, means a child of a parent, guardian, or other person standing in loco parentis who has enrolled in the schools of the district subsequent to the commencement of a project, and: (a) whose parent or guardian is employed by a contractor or sub-contractor in connection with the project; or by the State of California whose work is in connection with the project; and (b) whose parent or guardian is employed in the school district or in a contiguous school district and such child is an addition to the number of children who would otherwise normally be expected to be in the district, as approved by the Superintendent of Public Instruction in accordance with regulations that he is herewith authorized to adopt. The records identifying, and accounting for the attendance of project-connected children shall be prescribed by the Superintendent of Public Instruction.

7108.2. The units of average daily attendance of project-connected pupils, as defined in subdivision (a) of Section 7108.1, for a fiscal year shall be computed by dividing the total number of days of attendance of such pupils by the number of days school was actually taught in the regular day schools of the district during the fiscal year. The units of average daily attendance of project-connected pupils, as defined in subdivision (b) of Section 7108.1, for a fiscal year shall be computed by dividing the total number of days of attendance of such pupils by the number of days school was actually taught in the regular day schools of the district during the fiscal year and by multiplying the quotient by 55 percent. Section 6902 shall apply only to the total number of units of average daily attendance computed pursuant to this section.

7108.3. A district shall be eligible for an allowance under Section 7108 if the average daily attendance of project-connected pupils is at least 10 and is at least 3 percent of the total average daily attendance in the district during the preceding fiscal year.

7108.4. As used in this article the term "project" means any major, localized, undertaking by or under the jurisdiction of the State Department of Water Resources which has a duration, estimated by the Director of the Department of Water Resources, of more than three years.

SEC. 8. Section 7121 of said code is amended to read:

7121. The Superintendent of Public Instruction shall on or before September 25th of each year apportion to each elementary school district, high school district, junior college district, county school service fund, and county school tuition fund the total amounts allowed to them under Articles 2, 5, 6, 7, 8, 9, 11, 11.1, 11.2, 14.8 and 16, excepting Sections 7118 and 7119 of this chapter. This apportionment shall be called the Principal Apportionment."

Amendment No. 4

On page 1, strike out lines 2 to 4, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND ASSEMBLY BILL NO. 836

Senator Donnelly moved that Assembly Bill No. 836 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 836—An act to amend Section 16091 of the Education Code, relating to readers for blind students.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Assembly May 8, 1957, strike out "the provisions of".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

the State Department of Public Health, it is not the purpose of this act to require the establishment of a single set of standards to apply to all institutions subject to regulation, but rather a system of standards which will be adapted to the distinctions which exist between the institutions regulated."

Amendment No. 3

On page 4, line 24, strike out "or", and insert a comma.

Amendment No. 4

On page 4, line 24, after "home", insert ", or maternity nursing home".

Amendment No. 5

On page 5, after line 52, insert

"SEC. 12.5. Section 1423 is added to said code, to read:

1423. The civil service standing, rights, and privileges of all persons in the State Civil Service employed on the operative date hereof by the State Department of Social Welfare in regulating boarding homes and other institutions for the aged under Chapter 2 of Division 3 of the Welfare and Institutions Code are hereby recognized, subject to the provisions of Article XXIV of the Constitution and laws continued in force thereby or adopted pursuant thereto."

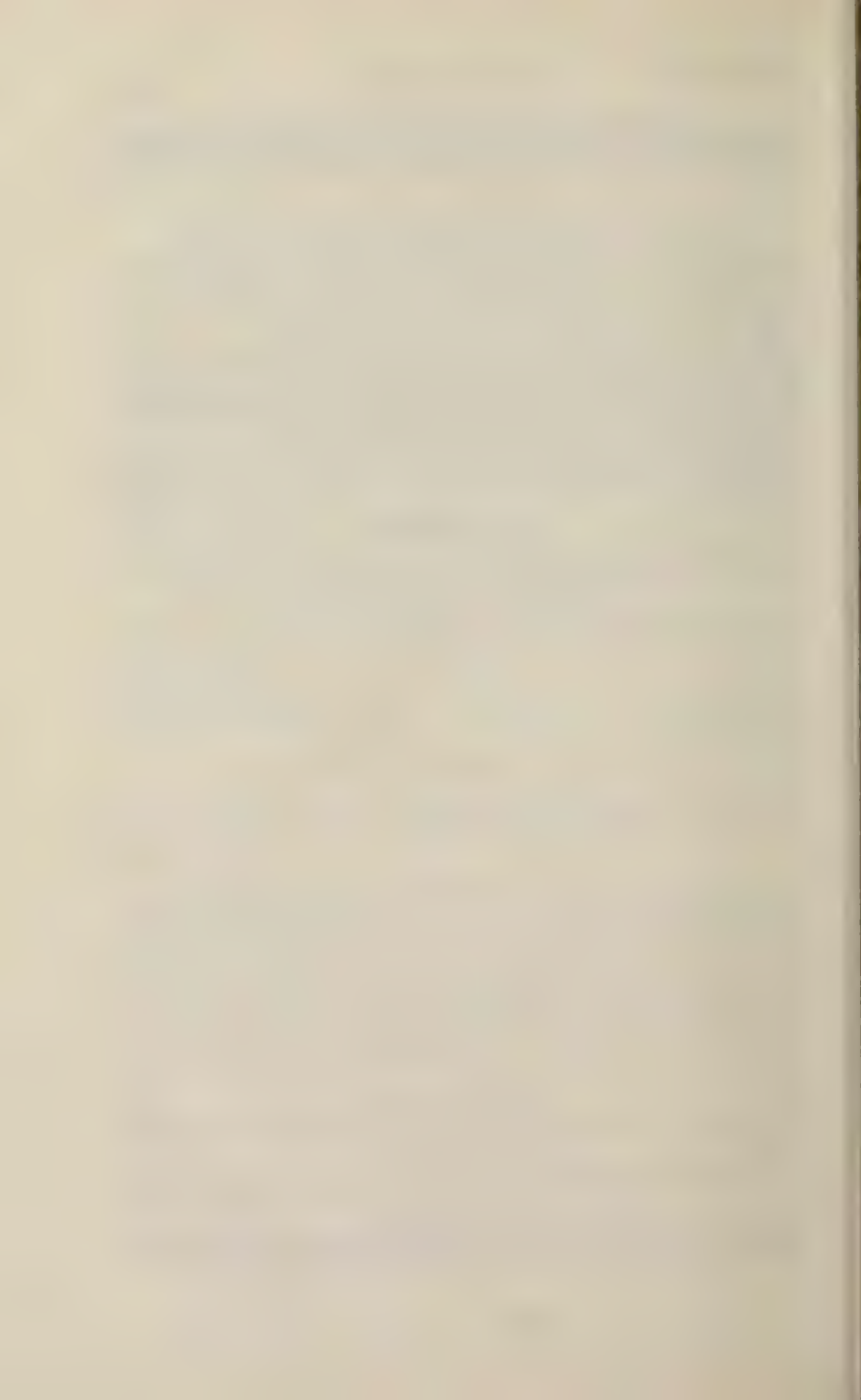
Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

ADJOURNMENT

At 6.06 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, May 15, 1957.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-EIGHTH LEGISLATIVE DAY

NINETY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, May 15, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

Grant, O Lord, that this new day given us by Thy kindness may not be lost to us. May it be one of the most useful days of our lives. Teach us, O Lord, to comprehend the aim and destiny of our existence so that our lives may be filled with purpose and our labors for our State and fellowman rewarded by the inner satisfaction gained by the pursuit of righteousness. May the sense of fellowship we develop here in this Senate Chamber prompt us to follow the course of truth and goodness in our daily lives. May that sense of fellowship also prevail in all our councils and meetings and inspire all to work together in peace and harmony so that the well being of our citizens may be promoted and Thy name glorified among us. May we, in all our ways, place conscience above gain, love above greed, striving daily to elevate our lives, to purify our motives. May we be given the strength to carry the burden of our great responsibilities. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Cunningham, on motion of Senator John F. McCarthy, due to legislative business.

Senator Coombs, on motion of Senator John F. McCarthy, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sr. Margaret Dolores, Sr. Dorothy Marie, Miss N. Culloity, and the following students from Notre Dame High School, San Jose, Santa Clara County: Judy Alesch, Sally Arntzen, Julie Baciocco, Yvonne Badano, Judy Baker, Carole Balistreri, Phyllis Basher, Susan Baxter, Joanne Bigongiari, Dianna Blase, Diane Boskovich, Margaret Buckley, Beth Burke, Patricia Campbell, Michelle Cantando, Joanne Carlino, Ann Carnevale, Beverly Carrol, Catherine Caserta, Constance Catafi, Patricia Chandler, Anne Christensen, Sonja Christensen, Cheryl Corman, Peggy Cronin, Kathleen Cunningham, Marie D'Aloia, Angela D'Amico, Rosemary DeLao, Marilyn Faulkner, Vera Ferrara, Barbara Ferrari, Hedy FoeHN, Katherine Foster, Beverly Frates, Eva Fugel, Beth Galvin, Kathleen Gleason, Ann Golman, Judy Gray, Jeanne Grenier, Julie Haakinson, Patricia Haley, Loretta Hayes, Denise Heenan, Rose Hernandez, Barbara Hess, Phyllis Hudnall, Diana Iantoska, Suzanne Junqua, Veronica Kelly, Joan Kerber, Donna Klaperich, Sharon Kuykendall, Mary Ann LaBarbera, Betty Lara, Christine Lasky, Mary Leahy, Ramona Leon, Marylou LoNero, Patricia Maida, Mary Masiello, Jo Ann Maurer, Marilyn McBride, Roberta McGowan, Mary Jane McWhorter, Katherine Means, Katherine Milias, Francene Mirasson, Rosemarie Morrone, Darlene Nunes, Joann Oliva, Patricia Olivo, Marilyn Paganini, Linda Panattoni, Marianne Parker, Carolyn Perrotti, Arlene Petrina, Carolyn Pirnik, Florence Premo, Rita Pursley, Rosalie Pusateri, Patricia Romani, Mardell Romano, Carol Anne Rose, Anne Ruffo, Sandra Sargeant, Joanne Saso, Yvonne Saso, Joanne Scardina, Maureen Schmidt, Shirley Sellitti, Caroline Schmitt, Sue Ann Snead, Judy Spivey, Nancy Steger, Patricia Sullivan, Mary Jane Sunseri, Patricia Sylvia, Marlene Taormina, Mary Jane Van Schaack, Kathleen Vaudagna, Joyce Vincent, Bernice Wilkie, Sallee Yakobovich, Marie Andrade, Anne Bettencourt, Betty Cavaleri, Margaret Drolz, Jeannie Gregorio, Diane Hares, Sharon Hook, Josephine Lumaetod, Dora Ramirez, Martha Sanchez, and Beverly Smith.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to George T. Janicula, Robert Riddle, and the following students from Needham School, Lodi, San Joaquin County: Eddie Alberg, Paul Allrich, Donna Austin, Judy Bader, Meta Baerwald, Maxine Bender, Jimmie Benson, Bette Besotes, Robert Birch, Kerry Bird, Madeline Bohag, Ray Boggiano, Jan Bonner, Shirley Brenneise, Carol Brock, Pat Broux, Steven Bургstahler, Rosie Chow, Frances Coe, Tom Cooper, Mary Ann Cox, Ann Clapp, Olivia Davidheiser, Gerald Ernst, Dick Filler, Eddie Flath, Carl Fujita, Richard Frueh, Leo Hoff, Quinton Leymaster, Rilette Brunner, Ronnie Spurgeon, David Pirtle, Richard Williams, Francis Betts, Bethellen Bauer, Dennis Fulcher, Michael Halstead, Sandra Levey, Sharon Liedtke, Phyllis Lutz, Diana Maragos, Mary Ann Masni, Beverly Mayer, Vickie Mayo, Carolyn Metz, Virgie Millis, Bonnie Moser, Eugene Nann, Janice Nelson, Steven Nelson, Jeal Nichols, Joe Oddo, Kenneth Parkin, Richard Preszler, Tony Rader, Edward Ramirez, Gayna Rath, James Reiningger, Jerry Reiswig, Kenneth Reiswig, Dennis

Riley, Ed Ross, Tom Rowe, Kathleen Trumbly, Richard Whitaker, and Helen Morales.

On request of Senator Hollister, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. A. T. Eaves, Jr., County Auditor from Santa Barbara.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Fred Landenberger of Eureka.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lawrence D. Rose, City Clerk of Carmel by the Sea.

On request of Senators Burns and Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Napa County Farm Bureau Women: Mesdames Florence Cassasa, Vera Sweet, Florence Martin, Kenneth Johnson, Helen Polzine, Catherine Christensen, Verda Kempster, Marian Lasonio, Swanson, Mattson, Van De Veere, Maud Martin, Esther Wachter, Maggie Small, Mary Cook, Laura Price, Helen Sinclair, Marion Mendelsohn, Ruth Westberg, Thelma Halterman, Bettie Anderson, Pearl Eckels, Pearl McFarland, Francis Son, Marien Hoffman, Bertha Hammond, Lucille Dougherty, Velma Autenbern, Mabel Cooper, Beatrice French, and Esther Thompson; and Miss Ruby Flowers.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Edward Mansfield and Supervisor Kent Purcel of Berkeley.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Julia Sherman of Los Angeles; Mrs. M. Blackman of Los Angeles; Mrs. Martha Mindlin of Los Angeles; Ida Fisher of Los Angeles; Mr. Nate DiBiasi of Wilmington and Mrs. Robert E. Norcross of Torrance.

On request of Senator Abshire, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sam Hood, City Manager, Scott O'Leary, H. C. Quistgard, E. A. (Al) Brown, and Kent Bathurst, all of Santa Rosa.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Bay Area Chapter of the Society of Governmental Accountants and their wives: Martin F. Anderson, Mrs. M. F. Anderson, Joe Arch, Jim Ault, Stan Bara, A. H. Brandow, Dave Brodie, John J. Brophy, Laura E. Brophy, Eugenia F. Brouillet, Anna M. Brown, Marguerite Brown, Raymond E. Brown, Charles B. Buer, Don Christian, Charles E. Covell, Mrs. Betty Davis, Lee Deverman, Harold R. Duarte, Don Duerr, Jean France, Edith Girod, Oliver Girod, Howard E. Green, John T. O'Halloran, Evelyn Hamrick, Mrs. Marion W. Hanson, Ralph Hargleroad, Frances G. Hait, Alberta Hillman, Emery Holloway, Fred Jensen, Jim Johnson, Wayne Junkin, Adele Laine, Morris Levy, Darrell Lieb, Doris Lindahl, R. W. Lindahl, Ted Mandalla, Alec McHoul, Juanita Moore, Brad Murphy, Bill Parness, Laural Paulsen, Ronald Piper, George E. Poehner, Clare Olson, Carl G. Orne, R. R. Reimche, Sheldon T. Russell, Mrs. S. T. Russell, Joseph Sauer, James M. Schon, Jack Shelly, Mrs. Amelia Smith, Mrs. Estella Smith, Eric V. Swanson, Mrs. E. V. Swanson, Joe Vargas, George Watts,

Mary I. Webber, Frances Whitcomb, George M. Woods, Frank Zawacki, Walter Vaughan, and Mrs. Walter Vaughan.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to E. A. Miller of West Riverside.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students from La Vista School, Hayward, Alameda County: Joe Buchanan, David Carey, Michael Carey, Danny Chandler, Gary Crawford, Larry Cuevas, John Frates, John Fullerton, John Garcia, Kenneth Houston, Raymond McNece, Richard Meinert, George Nunes, Tommy Quillen, Roscoe Stafford, Harry Taylor, Jack Trammell, Jerry Underhill, Chester Younglund, Wilfred Taylor, Patricia Bequette, Bonnie Brock, Charlotte Burgin, Velma Choury, Gwen Hall, Judith Hansen, Sandra Ike, Linda Jesus, Janet Magann, Betty Mohamed, Mary Ellen Moniz, Janette Nelson, Jan Noble, Theresa Nenez, Carolyn Olson, Linda Lee Pepper, Jo Ann Reis, Susie Shorman, Patricia Ann Hendrix, Richard Bingenheimer, Dennis Blair, Fredrick Greer, Stephen Hardy, John Hetrick, Gerald Holmes, Henry Koshmeider, George Mathiesen, Jon McComb, Charles Moyer, Joseph Perry, Richard Pihmarcik, Clifford Powell, Clifford Schauer, Herman Shaver, Richard Stiliha, Fred Strosline, Gerald Umberson, Kelley Ward, Don Wilson, Sidney Wescott, Joan Barlow, Judy Jane Davis, Mary Falconer, Kathleen Halkola, Joan Harper, Patricia Headington, Carol Lovato, Mary Ann Mitchell, and Carmen Ohlmeyer.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students from Fairview Elementary School, Fairfield: Vada Darlene Allen, Nancy Carol Altenbern, Arlene Frances Ambrose, Stella Frances Andronis, Evelyn Ruth Auker, William Anthony Barboza, Dianne Carol Barker, Vernon Louis Barrett, Jr., Claude L. Bean, Jr., Newton Clifford Bennett, Eunice Marie Bottoms, Helen Marie Brandon, Robert Joseph Brown, Rachel Lynne Carvalho, Lowell Dean Cates, Donna Royce Cook, Martha Louise Cooley, Tony Eugene Coulter, Darlene Cox, Patsy Joyce Crabbe, Marjoriealice Crow, Linda Joy Davis, David Allen DeBalli, Robert Michael DeLaRosby, James Paul Dolinar, Jr., James Paul Ducher, Jr., Rebecca Drumheller, Hobdy James Edmondson, Marilyn Mae Edwards, Phyllis Mae Egolf, Barbara Ann Ferguson, William Edwin Fla-lee, Diana Marie Ford, Gary R. Fox, Patsy Lenore Fox, James Alvin Gellett, LaVonna Kay Greer, Charlene Gregg, Gloria Jean Gonzales, Stephen V. Gould, Sharon Sue Henson, Sally B. Hindson, Sheila Jan Huber, Robert James Hunter, Charlotte Louise Hutcheon, Larry Martin Iverson, Charlotte Jean Johnson, Douglas Guy Kitchen, Barbara Sue Lange, Leland Warren Lawley, Peggy Sue Lawley, Bonnie Jean Leitzell, Antonio Ebitner Lono, Jr., Barbara Carol Marquette, Sandra Renee Martin, Ruth Ann McArthur, Thomas Oran Medley, Douglas Ray Medley, Linda Kay Mills, Lorelee Eyon Monson, Ralph Morgan, James J. O'Hara, Darlene Margaret Paulson, Charles R. Phillips, John G. Powell, Tommy Terral Powers, Jr., Linda Puerto, Caroline F. Quevedo, Jack Edward Reynolds, Sandra Sue Rexwinkle, Charlene M. Rice, Janet Louise Roberts, Margaret Lois Rogers, Leslie Allan Rosenberger, Nancy Rudd, Robert Clarence Rush,

Anthony Franklin Salcido, Billie Jo Salcido, Ann Lee Schenfield, Clarence Frank Semas, Geraldine Marie Semas, Patricia Yvonne Shiflet, Esther Jean Simmons, Glenda Swearingin, Ronnie A. Tapp, Dewey C. Todd, Jr., Richard Velasco Torres, Jesse Ras Traylor, Duane Lee Triplett, Patricia Rosemarie Vanoy, Primo Garcia Vargas, Kathleen L. Wandler, Thomas Franklin Whitworth, and Donna Wing.

On request of Senators McBride and Hollister, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Med Porter of Carpinteria and Ventura.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. William S. Orr of Arroyo Grande.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to K. Saunder, R. Dalm, Instructors, and the following students from Carmichael Elementary School, Carmichael, Sacramento County: Rudy Aragon, Thomas Boek, James Bridges, Larry Compton, Gary Crouch, Thomas George, Mike Harrison, Donald Henyan, Curtiss Johnson, Dale Scribner, Ralph Slater, Leigh Townsend, Lamont Waggoner, Robert Henwitt, Terry Johnson, Michael Ward, Mary Burkland, Sharon Carlton, Nancy Clark, Virginia Cook, Judy Fishburn, Gwendola Hall, Sharon Heneken, Rosalie Maioranan, Mary Manning, Donna Quigley, Barbara Thomson, Deanna Roy, Sharon Kempthorne, Bonnie La Mons, Shirley Bilboa, Diane Burdette, Carol Burns, Kathleen Carey, Wanda Gollaber, Peggy Harder, Caroline Harrison, Sharon Jensen, Sandy Knapp, Cheri Landon, Brianne Logan, Sondra Malcolm, Diane Mancheno, Dena Markos, Sharon Miller, Linda Titus, Cathy Van Duzer, John Beckoven, Fred Brown, James Carr, Jimmy Delaney, Chris Gompert, Charles Heindenreich, Ronny Johnston, Robert Larson, Kurt LoFing, Lloyd Meeker, George McKinney, Richard Moore, Monte Nelson, Donald Newton, Robert ReWinkle, Gano Thomas, and Allen Wiebe.

On request of Senators Thompson and Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harold Duarte, John O. Halloran, and Stan Bara of Mountain View.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ralph Olson, R. W. Brandes, and P. Phillpot, all of Weaverville.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Instructor Mr. Charles Clarke and the following students from Albany High School, Alameda County: Pat Alderson, Darlene Ambulia, Joan Anderson, Marvelle Aydelotte, Martha Banks, Joyce Bevery, James Bowen, Nelson Cannon, Mary Lou Combs, Sandra Cooley, Robert Cox, Sharon Girsch, Judy Graham, Virginia Hyder, George Jewell, Sylvia Kalvaitis, Beverley Kline, John Le Page, Joe Marrama, Don Minear, Jane Moran, Ronald Olson, Henry Paden, Alvin Pendleton, Georgia Piagentini, Steve Pyschuk, Amalio Querio, Ruth Riedel, Sharon Robson, Glenna Rose, Claire Rosen, Gaye Rydman, Gary Rydman, Joyce Salstrom, Mary Shaw, David Simons, Precious Sims, Glenn Stephenson, Naja Stone, Barbara Sutter, Carol Swain, Dan Torrez, Jim Trythall, Jean Walden, Janice Wells, Peggy Williams, Diane Wirkkala, and Diane Nunes.

On request of Senators Burns and Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Peter Stones and the following students from Plainfield Union School, Woodland, Yuba County: Barbara Adams, Donna Kerr, Sandra Owen, Nancy Guerrero, Isidora Candelaria, Gary Bennett, Eugene Difuntorum, Don Gray, Harvard Halley, John Kimura, Gary Spicer, Michael Thompson, Allen Dodson, Larry Hepula, Vella Galindo, Josephine Martinez, Linda Rentre, Kathleen Glantz, Lorraine Bradford, Portia Pesty, Kenneth Bennett, Denver Gorda, Ralph Gutierrez, Ronnie Lane, Arthur Perez, Charles Harland, and Octavio Perez.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teacher John Ober-telle, Jr., and the following students from Mossdale Elementary School, Lathrop: Jane Fox, Joel Licker, Armando Ordono, Thomas Skiff, and Robert Rounkle.

On request of Senator Dorsey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Frankie Daniels, 1948 Olympic Champion Boxer, formerly of Bakersfield, and Orlando Martini, his manager, of Los Angeles.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Vera Lindgren, Beverly Fossia, Rita Stark, and the following Campfire Girls from CUYULKA Camp Fire Group, Sacramento: Carlene Fossia, Lorraine Lindgren, Priscilla Sandberg, Ardell Harrington, Judith Stark, Carolee Delavan, and Martha Jean Kercheval.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Donald Brown, Clarence Shaefer, II, Edward Gordon, and the following students from San Jose High School, San Jose: Jo Ann Ardizzzone, Sherrill McPhee, Beverly Woods, Nick Johnson, Pat Cazares, Jeanne Cardona, Lena Orphanis, Chris Wagner, Rosalie Esquibel, Terry Polatti, Anita Crowell, Dorothy Adams, Judy Garofoli, Paul Esch-struth, Pat Emery, Frank Rodriguez, Jr., John Gallo, Tom Leahy, Diane Huras, Carl Dixon, Ruth Fass, Mary Helen Padilla, Irene Abbott, Geraldine Mills, Marion Hall, Jane Isbell, Walter Hasenmann, Letitia Campbell, Fred Peters, Arlene Tera, Rosalind Trevino, Bob Skinner, Darlene Stockwell, Emily Frazier, Judith Kieker, Joanna Beazell, Jeanne Young, Jan Alexander, Kathy Calvert, Virginia Zito, Sandi Mather, Rosemarie Rogers, Patti Sims, Sylvia Figueroa, Dennis Harp, Mary Jo Saville, Tommy Quesada, Rosemarie Bongio-fio, Ron Sandeans, Louise Koppner, Larry Simons, Angie Cuen, Greg Campanella, Marion Piazza, Toni Calanone, Judeo Martino, Ann Costigan, Darleen Lovelock, Lois Maruyama, Ford Padbin, Billie Phillips, Betty Summers, Dorene Nishik, Mariela Iwasaki, Victoria Filla, Roberta Snapp, Aracida Hunter, Phyllis Barrens, Betty Conter, Mary Ann Kueker, Carol Burton, Anna Costa, Julia Kinoshita, Tom Harty, Bill Tapagna, Pete Sparano, Reuben Salazar, Redene Blackmore, Mary Butler, Betty Bess, Lucy Odegarobles, Pat Murry, Sally Lopez, James Lewis, Frances Kaura, Betty Cruser, Roberta Rebhan, Peter Navarro, Lyle Telford, Fernanda Rodin, Carl Nielsen, Ken Holmes, Gerry Daly, Bob Farnham, Leland Hapashu, Susan Magoon, Patty Robertson, Marzie West, Karen Tokunaga, Emilie Olague, Ray

Blockie, Kazuo Hayashi, Mary Louise Mattison, Virginia Lemas, Angie Fraust, Olivia Pina, Frances Angelaire, Joe Medders, Jacqui Wyman, Judy Alber, Pat Guardino, Joan Tyson, Dono Cain, Virtudes Valdez, and Oralía Carbajal.

On request of Senator Kraft, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Virgie R. Babcock of San Diego, June G. Denney of Lemon Grove, Louise Broderick of San Diego, and G. F. Wallace of El Cajon.

On request of Senator Abshire, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Elzo McClusky of Santa Rosa.

REQUEST TO BE EXCUSED

Senator Richards requested that Senator Busch and he be excused to attend Assembly committees.

Request granted.

REQUEST TO BE EXCUSED

Senator Montgomery requested that he be excused to attend the Assembly Agriculture Committee.

Request granted.

REQUEST TO BE EXCUSED

Senator Beard requested that he be excused to attend the Assembly Agriculture Committee.

Request granted.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

PROPERTY OWNERS ASSOCIATION

SAN FRANCISCO, May 13, 1957

*Hon. J. A. Boek, Secretary of the State Senate
Capitol Annex, Sacramento*

DEAR MR. BECK: I know that you are interested in safeguarding localities from disastrous results of improperly placed freeways. Accordingly, there is forwarded a copy of a resolution adopted by a meeting of the Property Owners Association.

As you can see from the enclosure, the Property Owners Association, composed of 28,000 owners and small businessmen feels and urges that adequate local determination and protection will be assured, provided the route of a proposed freeway must be approved by the board of supervisors or by the city council as the case may be. Such protection will not stymie the construction of needed freeways any more than does the existing provision of the Street and Highways Code to the effect that an agreement for the required closing of streets must be obtained from the local governing body.

With kindest regards,

Sincerely,

CHRIS D. McKEON, Chairman

Resolution of the Property Owners Association

WHEREAS, The Property Owners Association composed of many thousand of home owners and small businessmen share the widespread opinion that local communities should be protected from the useless destruction of improperly placed freeways; and

WHEREAS, Local communities will be properly safeguarded by legislation requiring that the Highway Commission obtain the approval of the board of supervisors and city council of the route of a proposed freeway before the adoption of the route; and

WHEREAS, Senate Bill No. 297, or Senate Bill No. 2117, or Assembly Bill No. 1876, or Assembly Bill No. 3989 gives such protection; now, therefore, be it

Resolved, That the Property Owners Association urges the California Legislature to grant this protection to localities by adopting Senate Bill No. 297 or Senate Bill No. 2117, or Assembly Bill No. 1876 or Assembly Bill No. 3989; and be it further

Resolved, That a copy of this resolution be sent to the clerk of both bodies of our State Legislature and that copies be transmitted to the members of the Transportation Committees of the Senate and Assembly.

Adopted at a meeting of the Property Owners' Association on May 10, 1957.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 15, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 64
Senate Concurrent Resolution No. 78
Senate Concurrent Resolution No. 98

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, May 15, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 16
Senate Bill No. 113
Senate Bill No. 159
Senate Bill No. 161
Senate Bill No. 293
Senate Bill No. 529
Senate Bill No. 650
Senate Bill No. 652

Senate Bill No. 735
Senate Bill No. 815
Senate Bill No. 960
Senate Bill No. 1209
Senate Bill No. 1390
Senate Bill No. 1408
Senate Bill No. 1427
Senate Bill No. 1492

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 29
Senate Bill No. 205
Senate Bill No. 646
Senate Bill No. 746
Senate Bill No. 838
Senate Bill No. 1389

Senate Bill No. 1480
Senate Bill No. 1696
Senate Bill No. 2221
Senate Bill No. 2408
Senate Bill No. 2502

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, May 15, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 132
Assembly Bill No. 1401
Assembly Bill No. 1836
Assembly Bill No. 2145

Assembly Bill No. 2650
Assembly Bill No. 3974
Assembly Bill No. 4087

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 132—An act to amend Section 432 of the Education Code, relating to the county superintendent of schools of a county of the thirty-second class.

Referred to Committee on Local Government.

Assembly Bill No. 1401—An act to amend Section 401 of the Education Code, relating to the salary of the county superintendent of schools in a county of the first class.

Referred to Committee on Local Government.

Assembly Bill No. 1836—An act to amend Sections 68200, 68201, 68202, 68203, and 68204 of the Government Code, relating to the compensation of justices and judges.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2145—An act to add Article 1.5 (Sections 240 to 243, inclusive) to Chapter 2, Part 1, Division 1 of the Health and Safety Code, relating to the powers and duties of the State Department of Public Health.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2650—An act to add Section 713.5 to the Vehicle Code, relating to maximum vehicle weight limits on city streets.

Referred to Committee on Transportation.

Assembly Bill No. 3974—An act to amend Section 1015.5 of the Fish and Game Code, and Section 8046 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to the Marine Research Committee.

Referred to Committee on Fish and Game.

Assembly Bill No. 4087—An act to add Section 11023.1 to the Education Code, relating to textbooks and supplementary books.

Referred to Committee on Education.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 14, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1369

Assembly Bill No. 2883

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 1369—An act to amend Section 18711 of the Business and Professions Code, relating to the regulation of boxing contests and sparring and wrestling matches and exhibitions.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2883—An act to amend Sections 3084, 3084.1, 3472, and 3472.1 of the Welfare and Institutions Code, relating to aid to the blind.

Referred to Committee on Social Welfare.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 15, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 30

Assembly Concurrent Resolution No. 159

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Joint Resolution No. 30—Relative to sonic booms.
Referred to Committee on Rules.

Assembly Concurrent Resolution No. 159—Relative to relocating the Redwood Highway.

Referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1275

Senate Bill No. 2192

Senate Bill No. 1620

Senate Bill No. 2664

Senate Bill No. 2075

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 367

Senate Bill No. 780

Senate Bill No. 1722

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1151

Senate Bill No. 1918

Senate Bill No. 2040

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 210—An act to add Chapter 4 (commencing at Section 1300) to Division 6 of the Military and Veterans Code, relating to veterans' organizations, creating the United Spanish War Veterans Commission, and prescribing its powers and duties, and making an appropriation;

Senate Bill No. 260—An act to amend Section 7717.1 of the Education Code, relating to state school building aid;

Senate Bill No. 545—An act making an appropriation to pay the expenses of Members of the Senate, to take effect immediately;

Senate Bill No. 1813—An act to amend Sections 4246, 4247, and 4281 of the Agricultural Code, relating to the establishment of minimum prices for fluid milk and fluid cream and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 2142—An act to amend Section 2 of the Water Conservation Act of 1931 (Ch. 1020 of the Stats. of 1931), relating to water conservation districts, and declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1957, at 2.30 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 117 Approving a certain amendment to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on April 16, 1957;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the fifteenth day of May, 1957, at 3 p.m.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1169

Senate Bill No. 1878

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Elections

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 1612

Has had the same same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to appropriate interim committee for further study.

DILWORTH, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Elections, to which were referred:

Senate Bill No. 1609

Assembly Bill No. 2918

Assembly Bill No. 31

Assembly Bill No. 3546

Assembly Bill No. 610

Assembly Bill No. 778

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which were referred:

Senate Bill No. 477

Senate Bill No. 1890

Senate Bill No. 995

Senate Bill No. 2336

Senate Bill No. 1299

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DORSEY, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 1547

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for referral to an interim committee for study.

GIBSON, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 14, 1957

MR. PRESIDENT: The Committee on Local Government, to which was referred:
Assembly Bill No. 2927

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:
Senate Bill No. 1871

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 13, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:
Senate Bill No. 1279
Senate Bill No. 1296

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 782

Assembly Bill No. 1476

Senate Bill No. 862

Assembly Bill No. 2678

Senate Bill No. 1719

Assembly Bill No. 2780

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DESMOND, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 3045

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

DESMOND, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1044

Assembly Bill No. 1373

Senate Bill No. 1720

Assembly Bill No. 1390

Senate Bill No. 1882

Assembly Bill No. 1574

Senate Bill No. 2460

Assembly Bill No. 2599

Assembly Bill No. 963

Assembly Bill No. 2639

Assembly Bill No. 1068

Assembly Bill No. 2640

Assembly Bill No. 1367

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DESMOND, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 2788

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DESMOND, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1668

Senate Bill No. 2401

Senate Bill No. 1759

Assembly Bill No. 2160

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to proper interim committee for study.

DESMOND, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 10, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which was referred: Assembly Bill No. 3060

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

KRAFT, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred: Senate Bill No. 414

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended; and further recommends that the Senate Rules Committee give favorable consideration to establishing an appropriate interim committee to study the entire question relating to Chapter 1466 of the Statutes of 1949.

BREED, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Assembly Bill No. 1505

Assembly Bill No. 2833

Assembly Bill No. 1899

Assembly Bill No. 3607

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ED. C. JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Assembly Bill No. 2627

Assembly Bill No. 2628

Has had the same under consideration, and reports the same back without recommendation.

ED. C. JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 325

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ED. C. JOHNSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 60

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ED. C. JOHNSON, Chairman

Above reported bill ordered to second reading.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Berry moved that Senate Bill No. 764 be taken from the inactive file and placed on the second reading file.

Motion carried.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****Consideration of Assembly Amendments**

Senate Bill No. 924—An act to amend Section 1469 of, and to add Section 1473 to the Fish and Game Code, and amend Section 1350 of and add Section 1354 to, the Fish and Game Code as proposed by Assembly Bill 616, relating to wildlife projects, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 924?

(Amendments adopted in the Assembly April 17, 1957)

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate March 28, 1957, after "Code," insert "and amend Section 1350 of and add Section 1354 to, the Fish and Game Code as proposed by Assembly Bill 616,".

Amendment No. 2

On page 2, after line 24, insert

"SEC. 4. Section 1350 of the Fish and Game Code as proposed by Assembly Bill 616 is amended to read:

1350. The department shall, when authorized by the board, construct in accordance with law such facilities as are suitable for the purpose for which the lands or rights in land or water, or water rights were acquired. Each completed unit of the program shall be managed and maintained by the department.

The department, with the approval of the Department of Finance, may enter into agreements with any other department or agency of this State, a county, city, public corporation, or public district of this State, to provide for the construction, management or maintenance of the facilities authorized by the board, and such other department or agency of this State, county, city, public corporation, or public district are, and each of them is, hereby authorized to construct, manage, or maintain such facilities pursuant to such agreement. Work performed by a county, city, public corporation, or public district under such agreements shall be exempt from the provisions of Chapter 3 (commencing at Section 14250), Part 5, Division 3, Title 2 of the Government Code; provided, however, that nothing in this section shall be construed to exempt any work from the provisions of Part 7 (commencing with Section 1720), Division 2 of the Labor Code.

SEC. 5. Section 1354 is added to said code, to read:

1354. The board may authorize the acquisition of such lands or rights in land as may be necessary for the purpose of furnishing public access to lands or waters open to the public for fishing, hunting and shooting. The board may authorize such acquisition by the department.

SEC. 6. Sections 4 and 5 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Sections 1469 and 1473 of the Fish and Game Code adopted in 1933 are repealed."

(Amendments adopted in the Assembly May 8, 1957)

Amendment No. 1

On page 2, line 5, of the printed bill, as amended in Assembly April 17, 1957, after "acquisition", insert ", by negotiation or by condemnation if access is not otherwise obtainable,".

Amendment No. 2

On page 3, line 2, after "acquisition", insert ", by negotiation or by condemnation if access is not otherwise obtainable,".

The roll was called, and the Senate refused to concur in Assembly amendments to Senate Bill No. 921 by the following vote:

AYES—Senator Teale—1.

NOES—Senators Abshire, Berry, Breed, Brown, Byrne, Christensen, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Regan, Short, Sutton, Thompson, and Williams—25.

Senate Bill No. 2514—An act to amend Sections 11552 and 12040 of the Government Code, and to repeal and re-enact Part 7 (commencing at Section 15480) of Division 3 of Title 2 of the Government Code, relating to the organization of the State Government, providing for the creation of a Department of Banking and Commerce.

Motion to Re-refer Senate Bill No. 2514

Senator McBride moved that Senate Bill No. 2514 be re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS

Senate Bill No. 827—An act to amend Sections 956 and 988h of the Code of Civil Procedure, relating to appeal and review in civil actions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1254—An act to amend Section 1161 of the Code of Civil Procedure, relating to unlawful detainer.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 669—An act to amend Section 496 of the Penal Code, relating to second-hand dealers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 496 of the Penal", and insert "add Division 8.5 (commencing with Section 21400) to the Financial".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Division 8.5 is added to the Financial Code, to read:

DIVISION 8.5. SECONDHAND DEALERS

CHAPTER 1. SECONDHAND DEALER REGULATIONS

21400. Every secondhand dealer shall report daily all descriptions of all property received or purchased as secondhand merchandise, in whatever quantity received,

including property purchased as secondhand merchandise at wholesale, secondhand merchandise taken in for sale or possessed on consignment for sale, and secondhand merchandise taken in trade; provided, however, that no such report need be made concerning property or merchandise acquired from another secondhand dealer or from a pawnbroker in a transaction involving the purchase or other acquisition from the other secondhand dealer or the pawnbroker of his stock in trade or a substantial part thereof in bulk, where the other secondhand dealer or the pawnbroker has made the reports required by this section or Section 21208 of the Financial Code with respect to that property or merchandise.

21401. If the transaction took place within the territorial limits of an incorporated city, the report shall be submitted to the chief of police of the city. If the transaction took place outside the territorial limits of an incorporated city, the reports shall be submitted to the sheriff of the county.

21402. All reports shall comply with and be submitted in accordance with the terms of any applicable city, county, or city and county ordinances requiring such reporting. In the absence of local ordinances requiring such reporting, the reports shall be submitted to the chief of police or the sheriff on forms approved by or prescribed by the Chief of the Bureau of Criminal Identification and Investigation."

Amendment No. 3

On page 1, strike out lines 2 to 28, inclusive; and on page 2, strike out lines 1 to 18, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Rules.

Senate Bill No. 34—An act to amend Sections 389 and 442 of, and to add Section 389.5 to, the Code of Civil Procedure, relating to parties of civil actions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 4, of the printed bill, as amended in Senate April 23, 1957, strike out the second "the", and insert "a".

Amendment No. 2

On page 2, line 6, strike out "a", and insert "the".

Amendment No. 3

On page 2, line 31, after "additional", insert "conditionally necessary".

Amendment No. 4

On page 2, line 34, after "trials", insert "as to such parties".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1805—An act to add Section 18e to, and Chapter 6, comprising Sections 4950 to 4957, inclusive, to Title 6, Part 3, of, the Penal Code, relating to a moratorium on capital punishment and a study of the deterrent effect thereof, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate May 2, 1957, strike out "six", and insert "two".

Amendment No. 2

On page 1, line 5, strike out "six-year", and insert "two-year".

Amendment No. 3

On page 2, line 1, strike out "six-year", and insert "two-year".

Amendment No. 4

On page 3, line 20, strike out "1963", and insert "1959".

Amendment No. 5

On page 3, line 24, strike out "six", and insert "two".

Amendment No. 6

On page 3, lines 29 and 30, strike out "fifty thousand dollars (\$50,000)", and insert "twenty thousand dollars (\$20,000)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1542—An act to add Section 1682.3 to the Labor Code, relating to farm labor.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1048—An act to add Section 1583.1 to the Labor Code, relating to employment agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Labor:

Amendment No. 1

In the title of the printed bill, strike out "Section 1583.1", and insert "Sections 1647.1 and 1647.2".

Amendment No. 2

Strike out lines 1 to 20, inclusive, and insert

"SECTION 1. Section 1647.1 is added to the Labor Code, to read:

1647.1. Meaning of Controversy. A controversy within the meaning of this chapter exists where there is a bona fide and meritorious issue in dispute between the parties. The failure of the applicant to pay a fee to the agency on the due date does not constitute a controversy to be heard and determined by the Labor Commissioner unless such failure to pay grows out of a bona fide and meritorious issue in dispute between the agency and the applicant.

SEC. 2. Section 1647.2 is added to the Labor Code, to read:

1647.2. Right to File Suit in Court. Notwithstanding any provision of this chapter, either party may in the first instance file suit in a court of competent jurisdiction for the collection of moneys claimed to be due from the other; provided, however, that should the court determine that a controversy exists between the parties as defined by Section 1647.1, then it shall dismiss the action and refer the proceeding to the Labor Commissioner for hearing and determination, as provided by Section 1647. Should the court determine that no controversy exists, it shall hear the cause and render judgment."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Rules.

Senate Bill No. 382—An act to amend Section 157.5 of the Vehicle Code, relating to horseless carriages.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1079—An act to amend Section 50 of the Vehicle Code, relating to weight of vehicles.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1352—An act to amend Section 372 of the Vehicle Code, relating to vehicle registration fees, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 644—An act to amend Sections 7306, 8101, 8103, 8307, 8351, and 8352 of, to add Sections 7303.1, 7304.1, 7311, 7312, 7351.1, 8255, 8304.1, 8355, 8356, and 8401.1 to, to add Article 2.1 (commencing with Section 7487) to Chapter 4, Part 2, Division 2 of, and to repeal Sections 8357, 8357.5, and 8558 of, the Revenue and Taxation Code, relating to the taxation of motor vehicle and aircraft fuel, making an appropriation, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 3 of the printed bill, as amended April 26, 1957, after "Aircraft", strike out the remainder of the line; and strike out all of line 4, and insert "includes any craft which is operated or suitable for operation or navigation in the air, exclusive of rockets or missiles."

Amendment No. 2

On page 1, line 6, after "Aircraft fuel", strike out "means", and insert "includes".

Amendment No. 3

On page 1, line 6, after "any", insert "liquid".

Amendment No. 4

On page 2, line 6, after "person", insert "other than a distributor".

Amendment No. 5

On page 2, line 10, after "who", insert "operates aircraft and who maintains a facility for the storage of aircraft fuel from which facility fuel is withdrawn solely for fueling aircraft or aircraft maintenance and who".

Amendment No. 6

On page 2, line 13, after "fuel", insert "into the fuel tanks of aircraft or".

Amendment No. 7

On page 2, line 14, after "or", strike out "to an aircraft fuel".

Amendment No. 8

On page 2, line 49, after "claimed", insert ", provided however, that the tax imposed under Section 7351 or 7351.1 whenever is applicable shall be refunded as provided in subsections (d) and (e) of this Section".

Amendment No. 9

On page 3, after line 16, insert

"(c) Any person who as a contractor with the Government of the United States, manufactures aircraft or aircraft engines, and who pursuant to such contract uses aircraft fuel in such aircraft or aircraft engines."

Amendment No. 10

On page 6, line 11, after "fuel", insert "not so taxed".

Amendment No. 11

On page 6, line 12, after "for", strike out "the propulsion of a motor vehicle upon".

Amendment No. 12

On page 6, line 13, strike out "the public highways or for".

Amendment No. 13

On page 6, at the end of line 17, insert "sell or".

Amendment No. 14

On page 6, line 22, after "immediately", insert "; provided however, that the provisions hereof shall become operative on the first day of the second month after the month in which this act becomes effective".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 718—An act making an appropriation for the construction of a road between the North and South Calaveras Big Tree Groves.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

In lines 1 and 2 of the printed bill, strike out "two million five hundred thousand dollars (\$2,500,000)", and insert "one million, two hundred fifty thousand dollars (\$1,250,000)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 1364—An act making an appropriation providing for studies and plans with respect to the San Mateo-Hayward Toll Bridge.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 1, of the printed bill, strike out "_____ dollars (\$_____)", and insert "two hundred thousand dollars (\$200,000)".

Amendment No. 2

On page 1, line 3, strike out "_____ Fund", and insert "General Fund in the State Treasury".

Amendment No. 3

On page 1, lines 16 and 17, strike out "fund from which such appropriation was made", and insert "General Fund".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 165—An act to add Section 193.5 to the Streets and Highways Code, relating to, and to amend Section 302 of, the construction and improvement of highways.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

Strike out lines 1 and 2 of the title of the printed bill, as amended in Senate May 9, 1957, and insert "An act to amend Section 302 of the Streets and Highways Code, relating to the con-".

Amendment No. 2

On page 1, strike out lines 1 through 18, inclusive, and insert "SECTION 1. Section 302 of the Streets and Highways Code is amended to read:".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2267—An act to add Section 9653.6 to the Revenue and Taxation Code, relating to the motor vehicle transportation license tax.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "subcontractor", and insert "subconstruction contractor".

Amendment No. 2

On page 1, line 6, strike out "construction contract", and insert "public works lump sum or public works cost-plus-a-fee construction contract."

Amendment No. 3

On page 1, strike out lines 7 and 8.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 421—An act to add Section 188.3 to the Streets and Highways Code, relating to the State Highway Fund.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in the Senate May 1, 1957, strike out "operation," and "and insurance".

Amendment No. 2

On page 1, line 12, strike out "San Francisco Bay Area", and insert "State Highway System".

Amendments read, and adopted.

Further Amendment to Senate Bill No. 421**Motion to Amend**

Senator John F. McCarthy moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 1, 1957, strike out lines 11 and 12, and insert

"188.3. The cost of maintenance of all toll bridges under the jurisdiction of the California Toll Bridge Authority shall be paid".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2468—An act to repeal Part 4 (commencing with Section 9601, of Division 2 of the Revenue and Taxation Code, relating to the motor vehicle transportation license tax.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "repeal Part 4 (commencing with Section 9601), of Division 2", and insert "Amend Section 9651".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert
"SECTION 1. Section 9651 of the Revenue and Taxation Code is amended to read:
9651. A license tax is hereby imposed upon operators at the rate of [3] 2 percent
of the gross receipts of the operators from operations."

Amendments read, and adopted.

Bill ordered printed.

Motion to Re-refer Senate Bill No. 2468

Senator McBride moved that Senate Bill No. 2468 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1412—An act to amend Section 272 of the Vehicle Code, relating to the issuance of operator's and chauffeur's licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 22, of the printed bill, strike out "inability", and insert "ability".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 538—An act to add Part 4, comprising Sections 1650 to 1653 inclusive, to Division 2 of, the Welfare and Institutions Code, relating to protective services for children.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 921—An act to add Sections 2312 and 1629.5 to the Welfare and Institutions Code, relating to the regulation of institutions and boarding homes for aged persons and children.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1080—An act to repeal Article 6 of Chapter 1 of Part 2 of Division 2, consisting of Section 1580, of the Welfare and Institutions Code, relating to transportation of needy children.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1120—An act to add Section 103.2 to the Welfare and Institutions Code, relating to aid to the aged.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1297—An act to add Chapter 6 to Part 1 of Division 6 of the Welfare and Institutions Code, relating to firearms in the possession of mental patients.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1870—An act to amend Section 103.3 of the Welfare and Institutions Code, relating to public assistance payments.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1983—An act to amend Section 103.4 of the Welfare and Institutions Code, relating to public assistance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2416—An act to add Sections 1521.3, 2163.3, 3047.22, and 3447.2 to the Welfare and Institutions Code, relating to gifts to applicants for or recipients of public assistance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 229—An act to amend Sections 1528 and 1536 of the Penal Code, relating to search warrants.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 230—An act to amend Section 1541 of the Penal Code, relating to the disposition of a search warrant and related documents when a magistrate has no power to inquire into the offense.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 231—An act to amend Section 1526 of the Penal Code, relating to examination by a magistrate of the complainant and any supporting witnesses before issuance of a search warrant.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 232—An act to amend Section 1527 of the Penal Code, relating to contents of documents supporting search warrants.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 234—An act to amend Section 1525 of the Penal Code, relating to the contents of an affidavit supporting issuance of a search warrant.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 235—An act to amend Section 1533 of the Penal Code, relating to the time at which search warrants may be served.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 236—An act to amend Section 1537 of the Penal Code, relating to search warrants and the return of warrant and delivery and inventory of property taken.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1282—An act to amend Section 710 of the Code of Civil Procedure, relating to exemptions from attachment or execution proceedings.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1283—An act to amend Section 692a of the Code of Civil Procedure, relating to request for notice of sale on execution.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1284—An act to amend Section 540 of the Code of Civil Procedure, relating to attachment.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1287—An act to amend Section 542 of the Code of Civil Procedure, relating to the manner in which property is attached.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1290—An act to amend Section 693 of the Code of Civil Procedure, relating to the penalty attached to the selling of real property without notice.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1303—An act to amend Section 26748 of the Government Code, relating to service by certified mail.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1826—An act to add Section 163.5 to, and to amend Section 171c of, the Civil Code, relating to separate property status of damages for personal injuries recovered by a married person.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1800—An act to amend Section 1227 of the Penal Code, relating to judgments of death.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 112—An act to amend Section 412 of the Education Code, relating to compensation for public service.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 363—An act to amend Section 70045.6 of the Government Code, relating to compensation for public service in counties of the eleventh class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 667—An act to amend Section 12 of the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 734—An act to amend Section 73521 of the Government Code, relating to municipal courts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 807—An act to amend Section 34004 of the Government Code, relating to cities.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1678—An act to amend Sections 74182, 74183, 74184, and 74185 of the Government Code, relating to the officers and attaches of the municipal court established in a district embracing the City of Sacramento.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1688—An act to amend Sections 73872, 73873, and 73874 of the Government Code, relating to the officers and attaches of

the municipal court established in a district embracing the City of North Sacramento.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1978—An act to amend Section 28108 of the Government Code, relating to compensation for public services in the counties of the eighth class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2654—An act to add Sections 5402.3, 5439.3, 5541.5, 5641.05, and 5720.5 to the Public Resources Code, and to add Section 61600.5 to the Government Code, relating to the operation and maintenance of television transmission or relay facilities by recreation park and parkway districts, county recreation districts, regional park districts, park, recreation and parkway districts, regional shoreline park and recreation districts, and community service districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 72—An act to amend Section 420 of the Education Code, relating to public officers of the county of the twentieth class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "_____ (\$_____)", and insert "twelve thousand dollars (\$12,000)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 145—An act to amend Section 28125 of the Government Code, relating to compensation for public employment in counties of the twenty-fifth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 6 and 7, of the printed bill, strike out "_____ dollars (\$_____)", and insert "ten thousand dollars (\$10,000)".

Amendment No. 2

On page 1, line 9, strike out "_____ dollars (\$_____)", and insert "twelve thousand dollars (\$12,000)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 146—An act to amend Section 425 of the Education Code, relating to the county superintendent of schools of a county of the twenty-fifth class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "----- (\$-----)", and insert "nine thousand two hundred dollars (\$9,200)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 148—An act to amend Sections 74692 and 74693 of the Government Code, relating to the officers and attaches of the municipal courts established in districts in Santa Cruz County.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "clerk", and insert "supervising clerk".

Amendment No. 2

On page 1, lines 4 and 5, strike out "----- dollars (\$-----)", and insert "three hundred fifty-five dollars (\$355)".

Amendment No. 3

On page 1, line 6, strike out "----- dollars (\$-----)", and insert "eighteen dollars (\$18)".

Amendment No. 4

On page 1, line 7, strike out "----- dollars (\$-----)", and insert "nineteen dollars (\$19)".

Amendment No. 5

On page 1, strike out lines 8 to 10, inclusive, and insert "twenty dollars (\$20), and twenty-one dollars (\$21) to a maximum of".

Amendment No. 6

On page 1, line 11, strike out "----- dollars (\$-----)", and insert "four hundred thirty-three dollars (\$433)".

Amendment No. 7

On page 1, line 14, strike out "chief deputy clerk (principal clerk)", and insert "stenographer-clerk, grade III".

Amendment No. 8

On page 1, line 16, strike out "----- dollars (\$-----)", and insert "two hundred ninety-two dollars (\$292)".

Amendment No. 9

On page 1, strike out lines 17 to 22, inclusive, and insert "increments of fifteen dollars (\$15), fifteen dollars (\$15), sixteen dollars (\$16), and seventeen dollars (\$17) to a maximum of".

Amendment No. 10

On page 1, line 23, strike out "----- dollars (\$-----)", and insert "three hundred fifty-five dollars (\$355)".

Amendment No. 11

On page 1, line 24, strike out "Two deputy clerks (senior account clerks)." and insert "Four typist-clerks, grade II".

Amendment No. 12

On page 1, line 26, strike out "----- dollars (\$-----)", and insert "two hundred fifty-two dollars (\$252)".

Amendment No. 13

On page 1, strike out lines 27 and 28, and insert "annual increments of thirteen dollars (\$13), thirteen dollars (\$13)".

Amendment No. 14

On page 2, strike out lines 1 to 3, inclusive, and insert "fourteen dollars (\$14), and fifteen dollars (\$15) to a maximum of".

Amendment No. 15

On page 2, line 4, strike out "----- dollars (\$-----)", and insert "three hundred seven dollars (\$307)".

Amendment No. 16

On page 2, line 6, strike out "Six intermediate clerks" and insert "Four typist-clerks, grade I".

Amendment No. 17

On page 2, line 8, strike out "----- dollars (\$-----)", and insert "two hundred twenty-nine dollars (\$229)".

Amendment No. 18

On page 2, line 9, strike out "----- dollars (\$-----)", and insert "eleven dollars (\$11)".

Amendment No. 19

On page 2, line 10, strike out "----- dollars (\$-----)", and insert "twelve dollars (\$12)".

Amendment No. 20

On page 2, strike out lines 11 to 13, inclusive, and insert "thirteen dollars (\$13), and thirteen dollars (\$13) to a maximum of".

Amendment No. 21

On page 2, line 14, strike out "----- dollars (\$-----)", and insert "two hundred seventy-eight dollars (\$278)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 573—An act to amend Sections 26821, 26822, 26823, 26824, and 26825 of the Government Code, relating to fees of the county clerk.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "----- dollars (\$-----)", and insert "ten dollars (\$10)".

Amendment No. 2

On page 1, line 7, strike out "----- dollars (\$-----)", and insert "six dollars (\$6)".

Amendment No. 3

On page 1, line 9, strike out "----- dollars (\$-----)", and insert "one dollar (\$1)".

Amendment No. 4

On page 1, line 14, strike out "----- dollars (\$-----)", and insert "ten dollars (\$10)".

Amendment No. 5

On page 1, line 18, strike out "----- dollars (\$-----)", and insert "four dollars (\$4)".

Amendment No. 6

On page 1, line 26, strike out "----- dollars (\$-----)", and insert "ten dollars (\$10)".

Amendment No. 7

On page 1, line 30, strike out "----- dollars (\$-----)", and insert "eight dollars (\$8)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 763—An act to amend Section 28152 of the Government Code, relating to compensation for public services in counties of the fifty-second class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 6 and 7, of the printed bill, strike out "two thousand seven hundred dollars (\$2,700)", and insert "three thousand six hundred dollars (\$3,600)".

Amendment No. 2

On page 1, lines 8 and 9, strike out "four thousand two hundred dollars (\$4,200)", and insert "six thousand six hundred dollars (\$6,600)".

Amendment No. 3

On page 1, line 18, strike out "----- dollars (\$-----)", and insert "six dollars (\$6)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 470—An act to amend Section 28134 of the Government Code, relating to compensation for public service in counties of the thirty-fourth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, strike out lines 9 and 10, and insert

"(b) The district attorney, ten thousand dollars (\$10,000) a year. He shall devote his entire time to the duties of his office and shall not engage in the private practice of law during his term of office."

Amendment No. 2

On page 1, strike out lines 11 to 15, inclusive, and insert

"(c) Each supervisor, for all services required of him as supervisor, four thousand two hundred dollars (\$4,200) a year. He".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2091—An act to amend Section 69595 of the Government Code, relating to courts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended May 8, 1957, strike out "12", and insert "13".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 555—An act to amend Section 13842 of the Education Code, relating to minimum salaries for certificated school employees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1374—An act to amend Section 22021 of the Education Code, relating to libraries.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1524—An act to add Article 8 (commencing at Section 4401) to Chapter 13 of Division 2 of the Education Code, relating to the withdrawal of joint union high school districts from junior college districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1872—An act to amend Section 7707 of the Education Code, relating to school district public works.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 1, of the printed bill, after "7707", insert "of the Education Code".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1874—An act to add Section 7719.5 to the Education Code, relating to school district public works.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1934—An act to add Sections 16271.05, 16271.15, and 16292 to the Education Code, relating to school busses.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2301—An act to add Section 1573 to the Education Code, relating to the boundaries of school districts.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 2, 1957, after line 10, insert

"Nothing contained in this section shall retroactively alter, enlarge, diminish or otherwise affect the powers, jurisdiction, rights, duties, responsibilities, obligations or liabilities of any such school district."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1750—An act to add Section 5047.3 to the Education Code, relating to builders' risk insurance on approved projects financed by apportionments from the Public School Building Loan Fund and providing for a declaration of legislative intention from the time of the adoption of Statutes of 1949, Chapter 1389, thereof.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 224—An act to add Section 7732.5 to the Education Code, relating to the repayment of loans to school districts by the State for school building aid, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "June 30th", and insert "July 1st".

Amendment No. 2

On page 1, line 7, strike out "the next succeeding", and insert "the 1957-58 Fiscal Year and any subsequent".

Amendment No. 3

On page 2, line 47, after "Section 5057", strike out "or", and insert "and".

Amendment No. 4

On page 2, line 47, strike out "as the case may be".

Amendment No. 5

On page 2, line 49, insert
"Any repayments by a district of a deferred amount shall be first applied to loans granted under Chapter 1.6 of this division."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 2607—An act to repeal Section 7717 of, and to add Sections 7716.1, 7716.2, 7716.3, and 7716.4 to, the Education Code, 7717, 7717.1, 7717.2, 7717.3, 7717.4, and 7717.5 to, the Education Code, relating to school district public works.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2, line 6, of the printed bill, as amended in Senate April 15, 1957, strike out "second", and insert "third".

Amendment No. 2

On page 2, line 13, after the period, insert "The estimates of average daily attendance shall be based upon the number of family dwellings under construction in the district and the number of children residing in the district."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 728—An act to add Article 8 to Chapter 3, Division 9 of the Education Code, relating to the powers and duties of school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2, line 42, of the printed bill, strike out "Except as provided in Section 18362, the", and insert "The".

Amendment No. 2

On page 3, line 35, after "a", insert "two-thirds".

Amendment No. 3

On page 3, commencing on line 37, strike out "a majority", and insert "one-third".

Amendment No. 4

On page 3, line 45, after "a", insert "two-thirds".

Amendment No. 5

On page 3, strike out lines 48 to 52, inclusive.

Amendment No. 6

On page 4, strike out lines 1 to 3, inclusive.

Amendment No. 7

On page 4, line 4, strike out "18364", and insert "18362".

Amendment No. 8

On page 4, line 41, strike out "18365", and insert "18363".

Amendment No. 9

On page 4, line 44, strike out "18367", and insert "18364".

Amendment No. 10

On page 4, line 50, strike out "18368", and insert "18365".

Amendment No. 11

On page 5, line 3, strike out "18369", and insert "18366".

Amendment No. 12

On page 5, line 42, strike out "18370", and insert "18367".

Amendment No. 13

On page 5, line 44, strike out "18371", and insert "18368".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2597—An act to amend Section 7719 of the Education Code, relating to school district building aid.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, strike out lines 20, 21, and 22, and line 23 through "district", and insert "; provided, that in the event the school district has previously received apportionments, such proceeds shall first be applied toward the reduction, in chronological order beginning with the earliest, of any apportionments previously made to the district, before being applied toward the cost of the project for which an apportionment is sought. The portion so determined by the board shall be not less than the minimum amount required for such apportionment to become final under this section. Any apportionment made by the board pursuant to Section 7713 shall be conditioned upon the approval and sale of such bonds by the district.

Any provision of this code to the contrary notwithstanding, whenever the electors of a district, subsequent to any requirement by the board for the sale of bonds in connection with an apportionment, authorize the issuance of bonds for any purpose for which an apportionment could lawfully be made, such authorization shall, in addition to the purposes specified, be deemed to constitute the consent of the electors to apply the proceeds of the bonds so required to be sold by the board toward the reduction of any apportionment previously made to such district. Any bond funds used to reduce any apportionment pursuant to this section shall be transferred to the State School Building Aid Fund and shall be available for reapportionment by the board."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1157—An act to amend Sections 633, 641, and 662 of the Welfare and Institutions Code, relating to the management of juvenile halls.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2968—An act to add Section 1092.5 to the Government Code, to add Section 1011.5 to the Education Code, and to amend Section 32108 of the Health and Safety Code, relating to the interest of public officers in public contracts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2422—An act to add Section 458.5 to the Vehicle Code, relating to highways.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2442—An act to amend Sections 687, 687.1 and 687.2 of the Vehicle Code, relating to signs on vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1553—An act to amend Sections 1550, 2180.5, and 3082 of the Welfare and Institutions Code, relating to the administration of public assistance.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1918—An act to amend Section 2226 of, and to add Sections 3009 and 3408 to, the Welfare and Institutions Code, relating to liens for public assistance.

Bill read second time, and ordered to third reading.

Assembly Bill No. 130—An act to amend Section 28132 of the Government Code, relating to compensation for public services in counties of the thirty-second class.

Bill read second time, and ordered to third reading.

Assembly Bill No. 430—An act to add Section 25921 to the Government Code, relating to the authority of boards of supervisors to sell or exchange products of an arboretum.

Bill read second time, and ordered to third reading.

Assembly Bill No. 773—An act to amend Section 18004 of the Education Code, relating to the improvement of public streets and other places by school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 830—An act to amend Section 18053 of the Education Code, relating to school district contracts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 879—An act to amend Sections 18851, 18853, 18854, and 18857 of the Education Code, relating to the purchase of school supplies and equipment.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1538—An act to repeal Article 2 (commencing at Section 1600) of Chapter 8 of Division 2 of the Streets and Highways Code and to amend Sections 16417 and 29484 of the Government Code, relating to county highway funds.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1213—An act to amend Sections 5922 and 5923 of the Education Code, relating to warehouse revolving funds.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1292—An act to amend Section 71600 of the Government Code, relating to justice courts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1542—An act to repeal Article 4 (commencing at Section 1220) of Chapter 4 of Division 2, Article 5 of Chapter 4 of Division 2, and Sections 961, 962, 963, 980, and 1581 of, and to add Section 1076 to, the Streets and Highways Code, relating to county highways.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2347—An act to add Sections 26906.1 and 29120.3 to the Government Code, relating to counties.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2602—An act to add Section 349.1 to the Code of Civil Procedure, relating to the limitation of time within which actions may be commenced contesting the validity of acts or proceedings for the formation, organization, incorporation or consolidation of, or for any change in the territorial boundaries of any city, county, city and county, special district, public corporation or other public entity.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2603—An act to add Section 349.2 to the Code of Civil Procedure, relating to the limitation of time within which actions may be commenced contesting the validity of acts or proceedings taken by or on behalf of any city, county, city and county, special district, public corporation or other entity for the authorization, issuance and sale of bonds thereof.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3230—An act to amend Section 11829 of the Public Utilities Code, relating to municipal utility district elections.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3406—An act to amend Section 33002 of, and to add Sections 33204 and 33231.5 to the Health and Safety Code, relating to redevelopment.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3949—An act to amend Sections 18171 and 18171.1 of the Streets and Highways Code, relating to street lighting.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3950—An act to amend Section 18041 of the Streets and Highways Code, relating to street lighting.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3951—An act to amend Sections 18007 and 18031 of the Streets and Highways Code, relating to street lighting.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3952—An act to add Section 18004.5 to the Streets and Highways Code, relating to street lighting.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2741—An act to amend Section 2202 of the Education Code, relating to the rental by school districts of buildings and facilities.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2742—An act to amend Sections 53200, 53201, 53202, 53205, 53206, and 53207, and to repeal Sections 53203 and 53204, of the Government Code, relating to health and welfare benefits for public employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3961—An act to add Chapter 5.5 (commencing at Section 18080) to Part 1, Division 14, of the Streets and Highways Code, relating to the annexation of territory to lighting assessment districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2762—An act to amend Sections 72757 and 72759 of the Government Code, relating to municipal courts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3881—An act to add Section 19828 to the Health and Safety Code, relating to contractors.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3972—An act to add Section 24256 to the Government Code, relating to county seats.

Bill read second time, and ordered to third reading.

Assembly Bill No. 4140—An act to amend Sections 32202 and 32203 of, and to add Section 32134 to, the Health and Safety Code, relating to hospital districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 330—An act to amend Sections 36933 and 36937 of the Government Code, relating to city ordinances.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Assembly March 28, 1957, strike out "An", and insert "Except as provided in Section 36937 an".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2804—An act to amend Section 38792 of the Government Code, relating to dog license fees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

In line 5, after "and", insert "spayed female, and".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3016—An act to amend Sections 31520.1, 31523, and 31558 of the Government Code, relating to county retirement systems.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 2, of the title of the printed bill, strike out "31558", and insert "31720.5".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2, strike out lines 26 to 45, inclusive, and insert

"Sec. 3. Section 31720.5 of the Government Code is amended to read:

31720.5. If a safety member who has completed [15] five years or more of service under a pension system established pursuant to Chapter 4 or under a pension system established pursuant to Chapter 5 or both or under this retirement system and develops heart trouble, it shall be presumed in any proceeding under this chapter, by the board and the court in the absence of evidence to the contrary, that such heart trouble is an injury or disease occurring in and arising out of his employment. Should any such member die from a heart ailment after [15] five years or more of service, he must be in the service of the county or district or on leave of absence on account of illness at the time of his death in order to receive the benefit of this section."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Assembly Bill No. 3281—An act to amend Sections 4122, 4143, 4147, of the Health and Safety Code, relating to garbage disposal districts, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Assembly April 11, 1957, strike out "then", and insert "the district shall continue in existence until the legislative body of the city adopts and files with the governing body of the district a certified copy of a resolution requesting the dissolution of the district. Upon the filing of the resolution with the governing board of the district".

Amendment No. 2

On page 2, line 11, strike out "that".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Assembly Bill No. 732—An act to amend Sections 9570 and 9802 of the Education Code, relating to the education of mentally retarded minors.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1749—An act to add Section 13831.4 to the Education Code, relating to salaries of certificated employees of school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senator Grunsky Presiding

At 3.30 p.m., Senator Donald L. Grunsky of the Twenty-third District, presiding.

CALL OF THE SENATE

Senator Byrne moved a call of the Senate.

Motion carried.

Time, 3.31 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE**CONSIDERATION OF DAILY FILE (RESUMED)****THIRD READING OF SENATE BILLS**

Senate Bill No. 1232—An act to add Chapter 6 (commencing at Section 33970) to Part 1, Division 24 of the Health and Safety Code, relating to urban renewal.

Motion to Refer Bill to Inactive File

Senator Robert I. McCarthy moved that Senate Bill No. 1232 be placed on the inactive file.

Motion carried.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XXVI thereof a new section to be numbered 5, relating to the issuance of bonds for highway purposes.

Resolution read.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 5 of the title of the printed measure, as amended in Senate May 10, 1957, strike out "highway", and insert "street and road".

Amendment No. 2

On page 1, line 12, strike out "highway", and insert "street and road".

Amendment No. 3

On page 1, strike out line 16, and insert "lected from taxes specified in Section 1 of this".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 1211—An act to add Section 13390.5 to the Government Code, relating to state purchases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Coby, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2274—An act to add Section 4302.5 to the Government Code, relating to preference in public purchasing for American-made products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Alshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Desmond, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1094—An act to amend Sections 10000, 10001, and 11200 of, and to add Section 10691.2 and Article 9.7 (commencing at Section 11270) to Chapter 2, Part 3, Division 6 of, the Water Code, relating to the Trinity River Diversion.

Bill read third time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "11270", and insert "11280".

Amendment No. 2

On page 1, strike out line 22, and insert "11260), 9.6 (commencing at Section 11270), and 9.7 (commencing with Section 11280) hereof, the".

Amendment No. 3

On page 2, line 6, strike out "11270", and insert "11280".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1711—An act to add Section 3.1 to the Contra Costa County Flood Control and Water Conservation District Act (Chapter 1617 of the Statutes of 1951), relating to the subzones formed within such district.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 67—An act to create the Shasta County Water Agency for the conservation, storage, and distribution of the water within the agency, and prescribing its organization, powers, and duties.

Bill read third time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 8, between lines 31 and 32, of the printed bill, as amended in Senate May 10, 1957, insert

"No action in eminent domain to acquire property or interests therein outside the boundaries of the County of Shasta shall be commenced unless the board of supervisors of each affected county has consented to such acquisition by resolution."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 659—An act to add Sections 962, 963, 964, 965, and 966 to the Welfare and Institutions Code, relating to state contributions for construction of institutions for juveniles, and making an appropriation therefor.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 659.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, May 1, 1957

*To the Honorable Members of the Senate
Sacramento, California*

GENTLEMEN:

Senate Bill No. 659, "An act to add Sections 962, 963, 964, 965, and 966 to the Welfare and Institutions Code, relating to state contributions for construction of institutions for juveniles, and making an appropriation therefor,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

This bill appropriates \$1,100,000 from the General Fund for a program of state assistance to the counties in the construction of juvenile homes and juvenile ranch and forestry camps. It provides that allocations of this state money shall be made by the Youth Authority upon application of the counties, but that no allocation to a county shall exceed 50 percent of the cost of any such project approved by the Youth Authority. In view of the objective of this bill, its prompt consideration is desirable and action upon it should not be delayed until after final passage of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 659 as an emergency measure.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—Senators Christensen and Murdy—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 571—An act to add Sections 24251.1 and 24360.8 to the Health and Safety Code, relating to air pollution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 221—An act to amend Sections 21200, 21201, and 21208 of the Financial Code, and Sections 343 and 11108 of the Penal Code, and to add Section 21208 to the Financial Code, relating to pawnbrokers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, and Williams—27.

NOES—Senators Beard, Dilworth, Sutton, and Teale—4.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1151—An act to amend Section 2110 of the Streets and Highways Code, relating to Highway Users Tax Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Short, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2040—An act to amend Section 4416 of the Business and Professions Code, relating to pharmacy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1463—An act to add Section 782.4 to the Agricultural Code, relating to agriculture.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1671—An act to amend Section 4274 of the Agricultural Code, relating to stabilization and marketing plans for fluid milk and fluid cream.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1526—An act to amend Section 25 of the Agricultural Code, relating to plant and animal industry.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 583—An act to add Section 15104.5 to the Revenue and Taxation Code, relating to the gift tax consequences of the creation of a joint tenancy in husband and wife.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1918—An act to add Section 1850 to the Revenue and Taxation Code, relating to tax assessments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2667—An act to add Section 3791.4 to the Revenue and Taxation Code, relating to the purchase of tax-deeded or tax-sold property held in trust for public park purposes, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 120—Relative to suppression and elimination of Scotch broom.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 121—Relative to congratulating and commending Lawrence Arnstein on a career of outstanding achievement in the field of public health.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft,

McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 2192—An act to amend Sections 310 and 1704 of the Public Utilities Code, relating to public utilities and other regulated businesses and matters incidental thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2664—An act to amend Section 817 of the Public Utilities Code, relating to regulation of public utilities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 367—An act to add Article 3.5 (commencing with Section 37440) to Chapter 5, Part 2, Division 3, Title 4 of the Government Code, relating to city airports.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 780—An act to amend Section 11590 of the Business and Professions Code, relating to subdivision maps and the dedication of access rights.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1831—An act to amend Sections 23985, 24013, and 24203, and to repeal Section 24015 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1275—An act to amend Section 14525 of, and to add Section 14524.1 to, the Education Code, relating to the State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1620—An act to add Sections 14638.1, 14638.2, and 14638.3 to, and to amend Sections 14565 and 14575 of, the Education Code, relating to benefits payable under the State Teachers' Retirement System.

Bill read third time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 24, of the printed bill, as amended in Senate April 1, 1957, after the comma, insert "exclusive of accumulated annuity deposits."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2075—An act to add Section 14494.1 to the Education Code, relating to the Teachers' Retirement System; declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Request to Be Excused

Senator Cobey requested that he be excused to attend an Assembly committee.

Request granted.

President of the Senate Presiding

At 4.35 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Senate Bill No. 1722—An act to add Section 14631.1 to, and to amend Sections 14633 and 14641 of, the Education Code, relating to the State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 939—An act to amend Section 750.2 of the Agricultural Code, relating to the California Dairy Industry Advisory Board.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3495—An act to add Sections 29010.1 and 29086.1 to the Government Code, relating to establishment of a sales tax reserve.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—Senators Beard and Richards—2.

Bill ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

Assembly Bill No. 393—An act to amend Section 1038 of the Agricultural Code, relating to agricultural mineral sales.

Bill read third time, and presented by Senator Williams.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 513—An act to amend Section 1861 of the Civil Code, relating to liens of keepers of hotels, inns, boarding houses and lodging houses.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 709—An act to add Section 384 to the Penal Code, relating to emergency use of party telephone lines.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2223—An act to amend the heading of Chapter 5b, Title 3, Part 2 of, and Sections 853.1, 853.2, 853.3, and 853.4 of, the Penal Code, relating to proceedings in violation of county, city or city and county ordinances.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 19—An act to amend Sections 501 and 502 of the Vehicle Code, relating to driving while under the influence of liquor.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Burns, Busch, Byrne, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—34.

NOES—Senators Christensen and Sutton—2.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 970—An act to add Section 700.2 to the Vehicle Code, relating to rubbish trucks.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1479—An act to amend Section 257 of, and to add Sections 257.2 and 257.4 to, the Vehicle Code, relating to junior permits.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2222—An act to amend Section 454 of the Vehicle Code, relating to authorized emergency vehicles.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1152—An act to add Sections 30692 and 30693 to the Streets and Highways Code, relating to the San Pedro-Terminal Island Tube.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson,

Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1431—An act to repeal Sections 276 and 277 and to add Section 276 and amend Section 381 of the Vehicle Code, relating to the expiration of drivers' licenses and the fees for drivers' licenses.

Bill read third time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 19, of the printed bill, as amended in Senate May 1, 1957, strike out "subsection", and insert "subdivision".

Amendment No. 2

On page 2, line 23, strike out "subsection", and insert "subdivision".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2165—An act to add Section 650 to the Streets and Highways Code, relating to State Highway Routes 2, 60, and 56.

Bill read third time, and presented by Senator Montgomery.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3007—An act to amend Section 338 of the Code of Civil Procedure, relating to the statute of limitations applicable to actions for slander of title.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 5.44 p.m., on motion of Senator Byrne, further proceedings under the call of the Senate were dispensed with.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 3422

Senator Desmond moved that Assembly Bill No. 3422 be withdrawn from Committee on Governmental Efficiency and re-referred to Committee on Business and Professions.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Labor**

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred: Assembly Bill No. 397

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 397

Senator Montgomery moved that Assembly Bill No. 397 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 397—An act to amend Sections 3212 and 3212.5 of the Labor Code, relating to workmen's compensation.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 26, of the printed bill, as amended, after "case", insert "of heart trouble".

Amendment No. 2

On page 3, line 5, after "case", insert "of heart trouble".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 1158

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 1158

Senator Collier moved that Senate Bill No. 1158 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1158—An act to amend Sections 753, 754, 755, 756, 758, 1831, 1905, and 1906 of, to amend and renumber Sections 1832, 1833, 1834, 1835, 1836, 1837, 1838, 1839, 1840, 1842, and 1843 of, to repeal Section 1841 of, and to add Sections 756.1, 1832, 1834, 1844, and 1846 to, the Revenue and Taxation Code, relating to property taxation, declaring the urgency hereof to take effect immediately.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 17, 1957, strike out "and 1906", and insert "1906 and 2002".

Amendment No. 2

In line 5 of the title, after "1846 to," insert "and to add Article 5 (commencing with Section 2050) to Chapter 2, Part 3, Division 1 of,".

Amendment No. 3

On page 6, line 42, after "SEC. 26," insert

"Section 2002 of said code is amended to read:

2002. If the percentage of assessed to market value in any county, as certified by the board under Section 2001, differs from the state-wide average of assessed to market value, as likewise certified by the board, by more than ten (10) percent of that state-wide average, whenever any state department, board or agency allocates funds to the county or any district lying wholly or partly within the county upon the basis of the assessed valuation of property, or *whenever the county or any district being wholly or partly within the county is required to make payments or repayments to the State upon the basis of the assessed valuation of property*, the value of all land, improvements and tangible personal property entered upon the local roll of the county after equalization, shall be adjusted for purposes of such allocation, payment, or repayment to eliminate the difference between the county percentage and the state-wide average. Similar adjustment shall be made for the purpose of determining eligibility for a payment of state funds whenever such eligibility is affected by the assessed value of property owned by the prospective recipient.

SEC. 27. Article 5 is added to Chapter 2, Part 3, Division 1 of said code, to read:

Article 5. Adjustment of District Bond Limitations

2050. If the percentage of assessed to market value in any county, as certified by the board under Section 2001, differs from the state-wide average of assessed to market value, as likewise certified by the board, by more than ten (10) percent of that state-wide average, whenever the maximum total amount of bonds which may be issued by a district is established by law, the maximum bond limit shall be subject to adjustment upward or downward to the end that the bond limitation shall bear the same relationship to the market value of the property in the district as though the property in the district were assessed at the state-wide average.

SEC. 28."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Public Utilities**

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 648

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 648

Senator Teale moved that Senate Bill No. 648 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 648—An act to add Section 21604 to the Public Utilities Code, to add Part 1.5 (commencing with Section 21800) to Division 9 of said code, and to repeal Article 6.5 (commencing with

Section 50485) of Chapter 2 of Part 1 of Division 1 of Title 5 of the Government Code, relating to airports and aviation.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 21604 to the Public Utilities Code, to"; strike out lines 2, 3, and 4 of the title; and in line 5 of the title, strike out "5 of the Government Code," and insert "Article 2 (commencing at Section 21451) and Article 3 (commencing at Section 21526), Chapter 3, Part 1, Division 9 of, to add an article heading immediately preceding Section 21401 of, and to repeal Sections 21407, 21408, 21409, 21410, 21411, and 21412 of, and to add Section 21407 to, the Public Utilities Code,".

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert
"SECTION 1. An article heading is added immediately preceding Section 21401 of the Public Utilities Code, to read:

Article 1. General Provisions

SEC. 2. Sections 21407, 21408, 21409, 21410, 21411, and 21412 are repealed.

SEC. 3. Section 21407 is added to said code, to read:

21407. The provisions of Articles 2 and 3 of this chapter are enacted to conform the state law governing the operation of aircraft in this State with the federal rules and regulations governing such operations. If any of the provisions of such articles do not conform with the corresponding provisions of the federal rules and regulations due to changes in such federal rules and regulations, then such provisions to that extent shall cease to be operative.

SEC. 4. Article 2 (commencing at Section 21451) is added to Chapter 3, Part 1, Division 9 of said code, to read:

Article 2. General Operation Rules

21451. "Administrator" means the United States Administrator of Civil Aeronautics.

21452. "Category" means a classification of aircraft, such as airplane, helicopter, or glider.

21453. "Class" means a difference in basic design of aircraft within a category, such as single-engine land or multiengine sea.

21454. "Copilot" means a pilot serving in any piloting capacity other than as pilot in command on aircraft requiring two pilots for normal operations, but excluding a pilot who is on board the aircraft for the sole purpose of receiving dual instruction.

21455. "Dual instruction time" means that portion of the flight time during which a person is receiving flight instruction from a rated flight instructor on board the aircraft.

21456. "Flight instructor" means a pilot who is qualified to instruct other pilots and who has received a flight instructor rating.

21457. "Flight time" means the total time from the moment the aircraft first moves under its own power for the purpose of flight until the moment it comes to rest at the end of the flight.

21458. "Passenger" means an occupant of the aircraft in flight other than a crew member.

21459. "Pilot" is a person holding a valid pilot certificate issued by the administrator.

21460. "Pilot in command" means the pilot responsible for the operation and safety of the aircraft during the time defined as flight time.

21461. "Solo flight time" means the flight time during which a pilot is the sole occupant of an aircraft.

21462. "To pilot" means to be in command of the aircraft during take-off, in flight, or landing.

21463. "Type" means all aircraft of the same basic design including all modifications thereto except those modifications which result in a change in handling or flight characteristics.

21463.5. "VOR" is the symbol used to designate omnidirectional radio range.

21464. This article governs the operation of civil aircraft in this State.

21465. No aircraft, except foreign aircraft authorized by the administrator to be flown in the United States, shall be operated unless an appropriate and valid airworthiness certificate or special flight authorization and a registration certificate

issued to the owner of the aircraft pursuant to federal statutes or regulations governing aeronautics are carried in the aircraft pursuant to Section 21465.5, and the aircraft is identified in accordance with the requirements of federal statutes or regulations governing aeronautics.

21465.5. Any certificate, permit, or license required by the United States for an aircraft shall be carried in the aircraft at all times while the aircraft is operating in the State, shall be conspicuously posted in the aircraft where it may be readily seen by passengers or inspectors, and shall be presented for inspection upon the demand of any peace officer, any other officer of the State or of a political subdivision, or member, official, or employee of the commission, authorized by Section 21252 to enforce the aeronautics laws, or any official, manager, or person in charge of any airport upon which the aircraft lands, or upon the reasonable request of any person.

21466. No aircraft, except foreign aircraft authorized by the administrator to be flown in the United States, shall be operated unless there are available in the aircraft appropriate aircraft operating limitations set forth in a form and manner prescribed by the administrator, or a current flight manual approved by the administrator. An aircraft shall be operated only in accordance with its prescribed operating limitations.

21467. An aircraft shall not be flown unless it is in airworthy condition.

21468. When an aircraft has undergone any repair or alteration which may have appreciably changed its flight characteristics or substantially affected its operation in flight, such aircraft, prior to carrying passengers, shall be test flown by at least a private pilot appropriately rated for the aircraft, and a notation to that effect shall be entered by such pilot in the aircraft log.

21469. An aircraft shall not be flown, except for airworthiness flight tests, unless within the preceding 12 calendar months it has been given an annual inspection as prescribed by the administrator and has been found to be airworthy by a person designated by the administrator.

21470. An aircraft shall not be flown for hire, unless within the preceding 100 hours of flight time it has been given a periodic inspection by an appropriately rated mechanic in accordance with the periodic inspection report form prescribed by the administrator, has been found to be airworthy, and a notation to that effect has been entered by such mechanic in the aircraft log. The annual inspection required by Section 21469 will be accepted as one such periodic inspection.

21471. The registered owner of a certificated aircraft shall be responsible for maintaining and keeping available for inspection by an authorized representative of the administrator, the Civil Aeronautics Board, state or local law enforcement officer, and for transfer with the aircraft or engine, the following records:

(a) Aircraft and engine records which shall contain a current, accurate, and permanent record including the flight time of the aircraft and each engine, reports of inspections, minor repairs, and minor alterations of the aircraft structure, engines, and propellers. A mechanical device which records the total time of operation or the total number of engine revolutions may be used in lieu of individual flight entries if the totals of flight time are recorded in the aircraft and engine records at periodic intervals to enable compliance with the required inspections and maintenance procedures.

(b) A record of major repairs and alterations shall be maintained as required by federal statutes or regulations governing aeronautics. A reference to such major repairs and alterations shall be entered in the appropriate place in the aircraft records.

21472. A new record without previous operating history may be used for an aircraft engine rebuilt by the manufacturer or any agency approved by the manufacturer for such work; provided, such new record contains a signed statement by such manufacturer or agency giving the date the engine was rebuilt and such other information as the administrator requires.

21473. Except for aircraft in which the omnidirectional radio range (VOR) equipment is maintained, checked and inspected in accordance with a procedure approved by the administrator, no person shall operate an aircraft under instrument flight rules using the VOR system of radio navigation unless the aircraft VOR equipment has been operationally checked, both within the preceding 10 hours of aircraft flight time and within the preceding 10 days, and found to be within the limits of the indicated bearing error specified in this section for the particular check. The checks shall be conducted in accordance with either subdivision (a) or (b) of this section as follows:

(a) (1) If a Civil Aeronautics Administration operated or approved test signal is available at the airport of intended departure, a check of the VOR equipment shall be accomplished using this test signal. The maximum permissible indicated bearing error is plus or minus 4°.

(2) If a Civil Aeronautics Administration operated or approved test signal is not available at the airport of intended departure, a check shall be accomplished using a point on an airport surface designated by the administrator as a VOR system check point. The maximum permissible indicated bearing error is plus or minus 4°.

(3) If neither a Civil Aeronautics Administration operated or approved test signal nor a designated check point on the airport surface is available, a check shall be accomplished using an airborne check point designated as such by the administrator. The maximum permissible indicated bearing error is plus or minus 6°.

(4) In the event none of the checks prescribed in paragraphs (1), (2), and (3) of this subdivision can be accomplished, because of the unavailability of a check signal or point, the following airborne procedure shall be accomplished:

(i) Select the VOR radial which lies along the center line of an established VOR airway.

(ii) Choose a prominent ground point along the selected radial preferably more than 20 miles from the VOR ground facility and maneuver the aircraft directly over the point at a reasonably low altitude, and

(iii) Note the VOR bearing indicated by the receiver when over the point. The maximum permissible difference between the published radial and the indicated bearing is plus or minus 6°.

(b) If dual systems (defined as VOR units independent of each other with the exception of the antenna) are installed in the aircraft, one system may be checked against the other in the following manner in lieu of the check procedure specified above: Both systems shall be tuned to the same VOR ground facility and the indicated bearings to that station noted. The maximum permissible variation between the two indicated bearings is 4°.

(c) The person making the VOR operational check as specified in subdivisions (a) or (b) of this section shall make an entry of such check in the aircraft log or other permanent record showing the date, place, bearing error, and his signature.

21474. No person shall pilot a civil aircraft within the United States unless he has in his personal possession at all times while piloting aircraft a valid pilot certificate with appropriate ratings issued by the administrator, or an appropriate and valid foreign pilot certificate and ratings. Such certificate shall be presented for examination to any inspector of the administration or state or local law enforcement officer upon the request of such inspector or enforcement officer.

21475. No person shall pilot an aircraft under authority of a pilot certificate issued by the administrator, unless he has in his personal possession at all times while piloting aircraft a medical certificate or other evidence satisfactory to the administrator showing that he has met the physical requirements appropriate to his rating within the following time limits:

(a) Student or private pilot: 24 calendar months.

(b) Commercial pilot: 12 calendar months, or 24 calendar months for operations requiring only a private pilot rating.

(c) Airline transport pilot: Six calendar months, or 12 calendar months for operations requiring only a commercial pilot rating, or 24 calendar months for operations requiring only a private pilot rating.

21476. A person shall not pilot any aircraft during a period of any known physical deficiency or increase in physical deficiency which would render him unable to meet the physical requirements prescribed by federal statutes or regulations governing aeronautics for the issuance of his currently effective medical certificate.

21477. A record of the flight time used to substantiate recent experience or qualification for certificates or ratings shall be kept in a bound logbook. The logging of other flight time is not required. Such record shall show:

(a) Date of flight, duration of flight, and the points between which such flight was made,

(b) Category and type of the aircraft flown, the airplane class and engine horsepower,

(c) Aircraft identification mark,

(d) Dual instruction endorsed by a rated instructor, solo, pilot in command, instrument, and night flying time.

21478. (a) A student pilot may log as solo only that time during which he is the sole occupant of the aircraft in flight.

(b) A private or commercial pilot may log flight time as pilot in command that flight time during which he is the sole manipulator of the controls of an aircraft for which he is rated or that flight time during which he is the sole occupant of the aircraft. A flight instructor may log flight time as pilot in command that flight time during which he is serving as a flight instructor. All flight time so logged may be credited toward the total flight time required for a higher pilot rating.

(c) A private or commercial pilot may log as copilot time that flight time during which he is performing the duties of a copilot. Such pilot shall be entitled to credit not more than 50 percent of such flight time toward the total flight time required for a higher grade of pilot rating, but in no event shall a private pilot be entitled to credit more than 50 hours of such flight time.

(d) Instrument flight time may be logged as such by the pilot actually manipulating the controls only when the aircraft is flown solely by reference to instruments either under actual or simulated instrument flight conditions.

21479. No person shall pilot an aircraft or serve as a member of the crew while under the influence of intoxicating liquor or use any drug which affects his faculties in any manner contrary to safety. A pilot shall not permit any

person to be carried in the aircraft who is obviously under the influence of intoxicating liquor or drugs, except a medical patient under proper care or in case of emergency.

21479.3. No person shall operate an aircraft in the air, or on the ground or water, in a careless or reckless manner so as to endanger the life or property of others. In any proceeding charging careless or reckless operation or aircraft in violation of this section, the court in determining whether the operation was careless or reckless shall consider the standards for safe operation of aircraft prescribed by this part and by federal statutes or regulations governing aeronautics.

21479.5. For any violation of Section 21479 or 21479.3, in addition to, or in lieu of, the penalties provided by Section 21019, or as a condition to the suspension of a sentence, the court may prohibit the violator from operating an aircraft within the State for a period not exceeding one year. Violation of the prohibition of the court may be treated as a separate offense under this section or as a contempt of court. Upon a plea of guilty or conviction under Section 21479 or 21479.3, the commission shall cause a record of the plea or conviction and of the sentence imposed to be maintained. This section shall not be construed as warrant for the court or any other agency or person to take away, impound, hold, or mark any federal certificate, permit, rating, or license.

21480. No pilot shall tow anything by aircraft unless authority for such operation has been issued by the administrator.

21481. No person piloting an aircraft shall permit any object to be dropped from such aircraft in flight which creates a hazard to persons or property.

21482. No person piloting an aircraft shall permit a parachute jump to be made from such aircraft over congested areas of cities, towns, or settlements, or an open air assembly of persons except in an emergency or except under the terms of an authorization issued by the administrator.

21483. No pilot shall intentionally fly an aircraft in aerobatic flight carrying passengers unless all occupants are equipped with approved parachutes.

21484. No pilot shall carry on an aircraft a parachute which is available for emergency use unless:

(a) It is a Civil Aeronautics Administration approved chair-type (canopy in back) parachute which has been packed by a qualified parachute rigger within the preceding 120 days; or

(b) It is a Civil Aeronautics Administration approved-type, other than a chair-type (canopy in back) parachute which has been packed by a qualified parachute rigger within the preceding 60 days.

21485. No person piloting an aircraft shall permit explosives or other dangerous articles such as inflammable liquids or solids, oxidizing material, corrosive liquid, inflammable or noninflammable compressed gas, poison gas or liquid, poisonous liquid or solid, or tear gas to be carried in aircraft, except as provided for by federal statutes or regulations governing aeronautics. Small arms ammunition for personal use, necessary aircraft signaling devices, and equipment necessary to safe operation of the aircraft are permitted.

21486. Aircraft operated under instrument flight rules conditions shall carry sufficient fuel, considering weather reports and forecasts of wind and other weather conditions, to complete the flight to the point of first intended landing, to fly from there to the alternate airport, and to fly thereafter for 45 minutes at normal cruising speed.

21487. No student pilot shall pilot an aircraft carrying a passenger, or for compensation or hire, or in furtherance of a business.

21488. A student pilot shall not operate an aircraft in solo flight until:

(a) He has passed a written examination pursuant to federal statutes and regulations governing aeronautics.

(b) He has been found competent by a flight instructor to make such flight and authority therefor has been endorsed by such instructor on the student pilot certificate, and

(c) He has been given instruction in the prevention of and recovery from power-on and power-off stalls entered from all normally anticipated flight attitudes.

21489. A student pilot shall not pilot an aircraft outside a local flying area designated by his flight instructor until:

(a) He has had a total of 15 hours of flight time, or, if enrolled in and receiving flight instruction from an approved air agency, he is deemed competent by such agency, and

(b) He has received at least three hours of dual cross country instruction from a flight instructor, and his student pilot certificate has been appropriately endorsed by such instructor.

21490. A student shall not pilot an aircraft other than that of the category, class, and type which has been endorsed on his student pilot certificate by a flight instructor.

21491. A student who has not piloted a powered aircraft within 90 days shall not pilot such aircraft in solo flight until he has passed a flight check given by a flight instructor and that fact has been endorsed by such instructor in the student pilot logbook.

21492. A private pilot shall not pilot aircraft for compensation or hire; except that he may pilot aircraft in connection with any business or employment, if the flight is merely incidental thereto and does not involve the carriage of persons or property for compensation or hire, and an aircraft salesman holding a private pilot rating may demonstrate aircraft in flight to a prospective purchaser if he has at least 200 hours of flight time credited in accordance with federal statutes and regulations governing aeronautics.

21493. A commercial pilot may pilot aircraft for hire. A commercial glider pilot may give flight instruction in gliders.

21494. An airline transport pilot may exercise the privileges of a commercial pilot with an instrument rating.

21495. A private or commercial pilot shall not serve as pilot in command of an aircraft carrying passengers or operated for remuneration other than in aircraft of the category and class for which he is rated. A private or commercial pilot shall not serve as pilot in command of aircraft exceeding 12,500 pounds maximum certificated weight when carrying passengers or operated for remuneration unless, in addition to proper category and class ratings, he also holds an appropriate type rating. A private or commercial pilot may serve as pilot in command of aircraft for which he is not rated when it is being flown without passengers and is not being operated for remuneration, unless other limitations placed on his certificate prohibit him from doing so.

21496. This section governs flight instructions:

(a) Aircraft shall be equipped with fully functioning dual controls.

(b) A flight instructor shall not give more than 8 hours of dual flight instruction in any one day and not more than 36 hours of dual flight instruction in any seven-day period.

(c) A flight instructor shall endorse the certificate of any student pilot for solo flight or flight in different categories, classes, and types of aircraft only if he has determined that the student is competent to exercise such privileges with safety, and for cross-country flight only if he has additionally determined that the student has an elementary knowledge of aeronautical charts, meteorological data, and the use of a magnetic compass.

(d) A flight instructor shall not give flight instruction in a category of aircraft in which he has not demonstrated to an authorized representative of the administrator his proficiency as a flight instructor.

21497. A pilot shall not pilot aircraft under instrument flight rules, unless he holds a valid instrument rating issued by the administrator.

21498. Instrument flight instruction may be given only by a person holding an effective instrument rating issued pursuant to federal statutes and regulations governing aeronautics. A flight instructor rating is not required.

21499. Aircraft shall not be flown under simulated instrument flight conditions unless:

(a) Fully functioning dual controls are installed in the aircraft.

(b) An appropriately rated pilot occupies the other control seat as safety pilot, and

(c) Such safety pilot at all times has adequate vision forward and to either side of the aircraft, or a competent observer occupies a position in the aircraft so that his field of vision adequately supplements that of the safety pilot.

21500. No person shall pilot an aircraft carrying passengers unless within the preceding 90 days he has made at least five take-offs and landings to a full stop in aircraft of the same category, class, and type of aircraft to be flown. No person shall pilot a glider carrying passengers in aero-tow flight unless within the preceding 12 months he has made at least six aero-tow flights aggregating one hour during which the foregoing take-off and landing requirements are met.

21501. No person shall pilot an aircraft carrying passengers during the period from one hour after sunset to one hour before sunrise, unless he has made at least five take-offs and landings to a full stop during such period within the preceding 90 days.

21502. A flight instructor shall not exercise the privileges of the instructor rating unless within the preceding 12 calendar months he has either:

(a) Given at least 10 hours of flight instruction while appropriately rated, or

(b) Demonstrated his continued proficiency to the administrator pursuant to federal statutes or regulations governing aeronautics.

21503. A pilot shall not pilot an aircraft under instrument flight rules unless he has had at least six hours of instrument flight under actual or simulated flight conditions during the preceding six calendar months or until he has had six hours of such flight time under:

(a) Actual instrument conditions, accompanied by a pilot of at least private rating holding an appropriate aircraft and instrument rating, or

(b) Simulated instrument conditions in an aircraft accompanied by a pilot of at least private rating holding an appropriate aircraft rating, or

(c) Simulated instrument conditions in equipment approved by the administrator pursuant to federal statutes or regulations governing aeronautics, except that at least three hours must have been had in accordance with subdivision (a) or (b) of this section.

SEC. 5. Article 3 (commencing at Section 21526) is added to Chapter 3, Part 1, Division 9 of said code, to read:

Article 3. Air Traffic Rules

21526. "Administrator" means the United States Administrator of Civil Aeronautics.

21527. "Aerobatic flight" means maneuvers intentionally performed by an aircraft involving an abrupt change in its attitude, an abnormal attitude, or an abnormal acceleration.

21528. "Air traffic" means aircraft in operation anywhere in the airspace and on that area of an airport normally used for the movement of aircraft.

21529. "Air traffic clearance" means authorization by air traffic control, for the purpose of preventing collision between known aircraft, for an aircraft to proceed under specified traffic conditions within a control zone or control area.

21530. "Air traffic control" means a service operated by appropriate authority to promote the safe, orderly, and expeditious flow of air traffic.

21531. "Aircraft" means any contrivance used or designed for navigation of or flight in the air, except a parachute or other contrivance designed for such navigation but used primarily as safety equipment.

21532. "Airplane" means a mechanically propelled aircraft the support of which in flight is derived dynamically from the reaction on surfaces in a fixed position relative to the aircraft but in motion relative to the air.

21533. "Airport" means a defined area on land or water, including any buildings and installations, normally used for the take-off and landing of aircraft.

21534. "Airship" means a mechanically propelled aircraft whose support is derived from lighter-than-air gas.

21535. "Alternate airport" means an airport specified in the flight plan to which a flight may proceed when a landing at the point of first intended landing becomes inadvisable.

21536. "Balloon" means an aircraft, excluding moored balloons, without mechanical means of propulsion, the support of which is derived from lighter-than-air gas.

21537. "Ceiling" means the height above the ground or water of the lowest layer of clouds or obscuring phenomena that is reported as "broken," "overcast," or "obscuration" and not classified as "thin" or "partial."

21538. "Control area" means an airspace of defined dimensions, as designated by the administrator, extending upwards from an altitude of 700 feet above the surface, within which air traffic control is exercised.

21539. "Control zone" means an airspace of defined dimensions, as designated by the Administrator, extending upwards from the surface, to include one or more airports, and within which rules additional to those governing flight in control areas apply for the protection of air traffic.

21540. "Cruising altitude" means a constant altimeter indication, in relation to sea level, maintained during a flight or portion thereof.

21541. "Expected approach time" means the time at which it is expected that an arriving aircraft will be cleared to commence approach for a landing.

21542. "Flight plan" means specified information filed either verbally or in writing with air traffic control relative to the intended flight of an aircraft.

21543. "Flight visibility" means the average horizontal distance that prominent objects may be seen from the cockpit.

21544. "Glider" means an aircraft without mechanical means of propulsion, the support of which in flight is derived dynamically from the reaction on surfaces in motion relative to the air.

21545. "Ground visibility" means the average range of vision in the vicinity of an airport as reported by the United State Weather Bureau or, if unavailable, by an accredited observer.

21546. "Helicopter" means a type of rotorcraft the support of which in the air is normally derived from airfoils mechanically rotated about an approximately vertical axis.

21547. "IFR" is the symbol used to designate instrument flight rules.

21548. "IFR conditions" means weather conditions below the minimum prescribed for flights under VFR.

21549. "Magnetic course" means the true course or track, corrected for magnetic variation, between two points on the surface of the earth.

21550. "Prohibited area" means airspace identified by an area on the surface of the earth within which the flight of aircraft is prohibited, as established by the President of the United States or by this State pursuant to the Air Commerce Act of 1926, or as established pursuant to the Civil Aeronautics Act of 1938, as amended.

21551. "Reporting point" means a geographical location in relation to which the position of an aircraft is reported.

21552. "Restricted area" means airspace identified by an area on the surface of the earth within which the flight of aircraft, while not wholly prohibited, is subject to restrictions, as established by the President of the United States or by this State pursuant to the Air Commerce Act of 1926, or as established pursuant to

the Civil Aeronautics Act of 1928, as amended, or as established by the Administrator of Civil Aeronautics.

21553. "Rotorcraft" means an aircraft whose support in the air is chiefly derived from the vertical component of the force produced by rotating airfoils.

21554. "Sunset and sunrise" are the mean solar times of sunset and sunrise as published in the Nautical Almanac converted to local standard time for this State.

21555. "Traffic pattern" means the flow of aircraft operating on and in the vicinity of an airport during specified wind conditions as established by appropriate authority.

21556. "VFR" is the symbol used to designate visual flight rules.

21557. "VFR conditions" means weather conditions equal to or above the minimum prescribed for flights under VFR.

21558. The air traffic rules in this article apply to aircraft operated anywhere in this State, except:

(a) Military aircraft of the United States armed forces, and

(b) Aircraft engaged in special flight operations, which are conducted in accordance with the terms and conditions of a certificate of waiver issued by the administrator.

21559. The pilot in command of the aircraft is directly responsible for its operation and has final authority as to operation of the aircraft. In emergency situations which require immediate decision and action the pilot may deviate from the rules prescribed in this article to the extent required by consideration of safety. When such emergency authority is exercised, the pilot, upon request of the administrator, shall file a written report of such deviation. In an emergency situation which results in no deviation from the rules prescribed in this article but which requires air traffic control to give priority to an aircraft, the pilot of such aircraft shall make a report within 48 hours of such emergency situation to the nearest regional office of the administrator.

21560. Aircraft shall be operated at all times in compliance with the general flight rules prescribed by this article and also in compliance with either the visual flight rules or the instrument flight rules, whichever are applicable.

21561. Before beginning a flight, the pilot in command of the aircraft shall familiarize himself with all available information appropriate to the intended operation. Preflight action for flights away from the vicinity of an airport, and for all IFR flights, shall include a careful study of available current weather reports and forecasts, taking into consideration fuel requirements, an alternate course of action if the flight cannot be completed as planned, and also any known traffic delays of which he has been advised by air traffic control.

21562. (a) No person shall operate an aircraft within a prohibited area unless prior permission has been obtained from appropriate authority.

(b) No person shall operate an aircraft within a restricted area contrary to the restrictions imposed unless prior permission has been obtained from appropriate authority.

21563. An aircraft in distress has the right of way over all other air traffic.

21564. Aircraft converging shall give way to other aircraft of a different category in the following order: airplanes and rotorcraft shall give way to airships, gliders, and balloons; airships shall give way to gliders and balloons; gliders shall give way to balloons. When two or more aircraft of the same category are converging at approximately the same altitude, each aircraft shall give way to the other which is on its right. In any event, mechanically driven aircraft shall give way to aircraft which are seen to be towing other aircraft.

21565. When two aircraft are approaching head-on, or approximately so, each shall alter its course to the right.

21566. An aircraft that is being overtaken has the right of way, and the overtaking aircraft, whether climbing, descending, or in horizontal flight, shall keep out of the way of the other aircraft by altering its course to the right, and no subsequent change in the relative positions of the two aircraft shall absolve the overtaking aircraft from this obligation until it is entirely past and clear.

21567. Aircraft, while on final approach to land, or while landing, have the right of way over other aircraft in flight or operating on the surface. When two or more aircraft are approaching an airport for the purpose of landing, the aircraft at the lower altitude has the right of way, but it shall not take advantage of this rule to cut in front of another which is on final approach to land, or to overtake that aircraft.

21568. An aircraft which is obliged by the rules prescribed in Sections 21563 to 21567, inclusive, to keep out of the way of another shall avoid passing over or under the other, or crossing ahead of it, unless passing well clear.

21569. No person shall operate an aircraft in such proximity to other aircraft as to create a collision hazard. No person shall operate an aircraft in formation flight when passengers are carried for hire. No aircraft shall be operated in formation flight except by prearrangement between the pilots in command of such aircraft.

21570. No person shall engage in aerobatic flight:

- (a) Over congested areas of cities, towns, settlements, or over an open-air assembly of persons, or
- (b) Within any civil airway or control zone, or
- (c) When the flight visibility is less than 3 miles, or
- (d) Below an altitude of 1,500 feet above the surface.

21571. Except when necessary for take-off or landing, no person shall operate an aircraft below the following altitudes:

(a) Anywhere at an altitude which will permit, in the event of the failure of a power unit, an emergency landing without undue hazard to persons or property on the surface.

(b) Over the congested areas of cities, towns or settlements, or over an open-air assembly of persons, an altitude of 1,000 feet above the highest obstacle within a horizontal radius of 2,000 feet from the aircraft. Helicopters may be flown at less than the minimum prescribed herein if such operations are conducted without hazard to persons or property on the surface and in accordance with subdivision (a) of this section, but shall comply with any requirements imposed by the administrator.

(c) Over other than congested areas, at an altitude of 500 feet above the surface, except over open water or sparsely populated areas. In such event, the aircraft shall not be operated closer than 500 feet to any person, vessel, vehicle, or structure. Helicopters may be flown at less than the minimums prescribed herein if such operations are conducted without hazard to persons or property on the surface and in accordance with subdivision (a).

(d) The minimum IFR altitude established by the administrator for that portion of the route over which the operation is conducted. Where the administrator has not established such a minimum, operations shall be conducted at not less than 1,000 feet above the highest obstacle within a horizontal distance of five miles from the center of the course intended to be flown.

21572. Aircraft shall be operated on and in the vicinity of an airport in accordance with the following rules:

(a) When approaching for landing, all turns shall be made to the left unless the airport displays standard visual markings approved by the administrator and which indicate that all turns are to be made to the right, or unless otherwise authorized by air traffic control.

(b) If air traffic control is in operation at the airport, contact shall be maintained with such control, either visually or by radio, to receive any air traffic control instructions which may be issued.

(c) Aircraft operating from an airport shall conform to the traffic patterns prescribed for that airport by the administrator.

21573. No person shall operate an aircraft contrary to air traffic control instructions in areas where air traffic control is exercised.

21574. If a flight plan has been filed, the pilot in command of the aircraft, upon landing or completion of the flight, shall file an arrival or completion notice with the nearest Civil Aeronautics Administration communications station or control tower.

21575. When an air traffic clearance has been obtained under either the VFR or IFR rules, the pilot in command of the aircraft shall not deviate from the provisions thereof unless an amended clearance is obtained. In case emergency authority is used to deviate from the provision of an air traffic clearance, the pilot in command shall notify air traffic control as soon as possible and, if necessary, obtain an amended clearance. However, nothing in this section shall prevent a pilot, operating on an IFR traffic clearance, from notifying air traffic control that he is canceling his IFR flight plan and proceeding under VFR if he is operating in VFR weather conditions when he takes such action.

21576. Between sunset and sunrise:

(a) All aircraft in flight or operated on the ground or under way on the water shall display position lights.

(b) All aircraft parked or moved within or in dangerous proximity to that portion of any airport used for, or available to, night flight operations shall be clearly illuminated or lighted, unless the aircraft are parked or moved in an area marked with obstruction lights.

(c) All aircraft at anchor shall display anchor lights, unless in an area within which lights are not required for vessels at anchor.

21577. Aircraft shall comply with the following requirements as to ceiling and distance from clouds:

(a) Within control zones. Unless authorized by air traffic control, aircraft shall not be flown:

(1) Less than 500 feet vertically under, 1,000 feet vertically over, and 2,000 feet horizontally from any cloud formation; or

(2) Beneath the ceiling when it is less than 1,000 feet.

(b) Elsewhere. (1) When at an altitude of more than 700 feet above the surface, aircraft shall not be flown less than 500 feet vertically under, 1,000 feet vertically over, and 2,000 feet horizontally from any cloud formation;

(2) When at an altitude of 700 feet above the surface or less, aircraft shall not be flown unless clear of clouds.

21578. (a) When the ground visibility is less than three miles, no person shall take off or land an aircraft at an airport within a control zone, or enter the traffic pattern of such an airport, unless an air traffic clearance is obtained from air traffic control.

(b) When the flight visibility is less than three miles, no person shall operate an aircraft in flight within a control zone, unless an air traffic clearance is obtained from air traffic control.

(c) When the flight visibility is less than three miles, no person shall operate an aircraft within a control area.

(d) When outside of control zones and control areas, no person shall operate an aircraft in flight when the flight visibility is less than one mile. However, helicopters may be flown at or below 700 feet above the surface when the flight visibility is less than one mile if operated at a reduced speed which will give the pilot of such helicopter adequate opportunity to see other air traffic or any obstruction in time to avoid hazard of collision.

21579. When an aircraft is operated in level cruising flight at 3,000 feet or more above the surface, the following cruising altitudes shall be observed:

(a) Within control zones and control areas, at an odd or even thousand-foot altitude appropriate to the direction of flight as specified by the administrator.

(b) Elsewhere, when the flight visibility is less than three miles, at an altitude appropriate to the magnetic course being flown as follows:

(1) 0° to 89° inclusive, at odd thousands.

(2) 90° to 179° inclusive, at odd thousands plus 500.

(3) 180° to 269° inclusive, at even thousands.

(4) 270° to 359° inclusive, at even thousands plus 500.

21580. If a VFR flight plan is filed, it shall contain such of the information listed in Section 21582 as air traffic control may require.

21581. When aircraft are not flown in accordance with the distance-from-cloud and visibility rules prescribed in the visual flight rules, Sections 21577 to 21580, inclusive, aircraft shall be flown in accordance with the rules prescribed in Sections 21582 to 21589, inclusive.

21582. Prior to takeoff from a point within a control zone or prior to entering a control area or control zone, a flight plan shall be filed with air traffic control. Such flight plan shall contain the following information unless otherwise authorized by air traffic control:

(a) Aircraft identification, and if necessary, radio call sign.

(b) Type of aircraft; or, in the case of a formation flight, the types and number of aircraft involved.

(c) Full name, address, and number of pilot certificate of pilot in command of the aircraft, or of the flight commander if a formation flight is involved.

(d) Point of departure.

(e) Cruising altitude, or altitudes, and the route to be followed.

(f) Point of first intended landing.

(g) Proposed true air speed at cruising altitude.

(h) Radio transmitting and receiving frequencies to be used.

(i) Proposed time of departure.

(j) Estimated elapsed time until arrival over the point of first intended landing.

(k) Alternate airport or airports, in accordance with the requirements of Section 21583.

(l) Amount of fuel on board expressed in hours.

(m) Any other information which the pilot in command of the aircraft, or air traffic control, deems necessary for air traffic control purposes.

(n) For international flights, the number of persons on board.

21583. An airport shall not be listed in the flight plan as an alternate airport unless current weather reports and forecasts show a trend indicating that the ceiling and visibility at such airport will be at or above the following minimums at the time of arrival, except as modified by the administrator:

(a) Airport served by radio directional facility: Ceiling 1,000 feet, visibility one mile; or ceiling 900 feet, visibility 1½ miles; or ceiling 800 feet, visibility two miles;

(b) Airport not served by radio directional facility: Ceiling 1,000 feet with broken clouds or better, visibility two miles.

21584. Prior to take-off from a point within a control zone, or prior to entering a control area or control zone, an air traffic clearance shall be obtained from air traffic control.

21585. Aircraft shall be flown at the following cruising altitudes:

(a) Within control areas and control zones, at altitudes authorized by air traffic control;

(b) Elsewhere, at an altitude appropriate to the magnetic course being flown as follows:

(1) 0° to 89° inclusive, at odd thousands.

(2) 90° to 179° inclusive, at odd thousands plus 500.

(3) 180° to 269° inclusive, at even thousands.

(4) 270° to 359° inclusive, at even thousand plus 500.

21586. Aircraft operating along civil airways shall be flown as follows unless otherwise authorized by Air Traffic Control:

(a) Along a low/medium frequency airway, aircraft shall be flown to the right of the center line of such airway.

(b) Along a VOR airway, aircraft shall be flown on a radial designated as forming the center line of such airway.

21587. When instrument let down to an airport is necessary, a standard instrument approach procedure prescribed for that airport by the administrator shall be used, unless:

(a) A different instrument approach procedure specifically authorized by the administrator is used, or

(b) A different instrument approach procedure is authorized by air traffic control for the particular approach, provided such authorization is issued in accordance with procedures approved by the administrator.

21588. Within control zones and control areas the pilot in command of the aircraft shall ensure that a continuous watch is maintained on the appropriate radio frequencies and shall report by radio as soon as possible the time and altitude of passing each designated reporting point, or the reporting points specified by air traffic control, together with weather conditions which have not been forecast, and other information pertinent to the safety of flight.

21589. If unable to maintain two-way radio communications, the pilot in command of the aircraft shall:

(a) If operating under VFR conditions, proceed under VFR and land as soon as practicable, or

(b) Proceed according to the latest air traffic clearance to the radio facility serving the airport of intended landing, maintaining the minimum safe altitude or the last acknowledged assigned altitude whichever is higher. Descent shall start at the expected approach time last authorized or, if not received and acknowledged, at the estimated time of arrival indicated by the elapsed time specified in the flight plan."

Amendment No. 3

On page 1, strike out lines 3 to 25, inclusive; and strike out all of pages 2 to 12, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which were referred:

Senate Bill No. 1946

Senate Bill No. 1947

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 1946

Senator Montgomery moved that Senate Bill No. 1946 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1946—An act to amend Section 4231 of, and to add Section 4291 to, the Agricultural Code, relating to the marketing of fluid milk and cream.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendment:

Amendment No. 1

On page 1, of the printed bill strike out lines 24 to 28, inclusive, and insert "milk fat or fluid skim milk components when such charges are necessary to move such milk or its components to the area where sold. In determining the maximum transportation charges so established, the director shall limit such charges to the rate established for a direct haul from producers dairy location to the plant in the area where sold, on all milk picked up by tankers in amounts of 200 gallons or more, unless such milk is diverted to a manufacturing plant under the provisions of a stabilization and marketing plan, and is thereafter not used for Class 1 purposes.

It is the intent of the Legislature to recognize that country plants are plants at which milk is received in production areas, and reshipped to another marketing area or areas for ultimate sale, and as such are essential to the maintenance of an adequate supply of fluid milk and its perishable by-products for consumers. In determining maximum country plant handling charges, the director shall determine the functions of each country plant to which a producer ships fluid milk. For those functions which involve receiving fluid milk from a producer in cans, or from farm tanks in amounts less than 200 gallons per delivery, recooling, re-assembling, and reshipping such fluid milk or its components to a terminal market for sale in Class 1 usages, a maximum charge shall be established for each function performed, the total of which charges may be assessed against said producer for that milk which is ultimately sold as Class 1 usage. For those functions which involve receipt, storage, diversion, or handling of fluid milk or its components, so as to provide for an adequate supply to take care of normal fluctuations in consumer demand, as defined in Section 4281, a maximum charge shall be established for each function performed, the total of which charges may be assessed against all Class 1 usage for the plant in the area where such milk is ultimately sold, and may be thereafter allocated to each producer furnishing Class 1 usage for said plant, whether by direct shipment or through a country plant as defined in this section.

No provision of this section shall be construed to eliminate the requirement for the director to include in the Class 1 price an allowance for furnishing the additional supply of milk for consumer needs specified in Section 4281 as an integral part of the necessary supply for said consumers."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

MOTION TO AMEND SENATE BILL NO. 1947

Senator Montgomery moved that Senate Bill No. 1947 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1947—An act to add Section 4292 to the Agricultural Code, relating to marketing of fluid milk and fluid cream.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Senate May 6, 1957, strike out "all", and insert "any distributor who purchases fluid milk under contract from any producers or association of producers may pool such milk for producer payment purposes in accordance with such contracts, irrespective of whether such milk is actually and physically received at the same milk plant or diverted, in accordance with such plan, for manufacturing purposes to a milk products plant or plants in the area of production for the marketing area."

Amendment No. 2

On page 1, strike out lines 10 to 26, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which were referred:

Senate Bill No. 2260

Assembly Bill No. 1039

Reports the same back with author's amendments with the recommendation: Amend. and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 2260

Senator Richards moved that Senate Bill No. 2260 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2260—An act to amend Section 694.01 of the Vehicle Code, relating to projecting lights or devices.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in Senate April 29, 1957, strike out "bumper"; and in line 16, strike out "guards, window louvers," and insert "drip caps, rub rails, grab rails, electrical receptacles,".

Amendment No. 2

On page 1, after line 17, insert

"To the extent that the application of this section to highways which are a part of the National System of Interstate and Defense Highways (as referred to in subdivision (a) of Section 108 of the Federalaid Highway Act of 1956) would cause this State to be deprived of any federal funds for highway purposes, this section to such extent shall not be applicable to highways which are a part of such system".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND ASSEMBLY BILL NO. 1039

Senator Collier moved that Assembly Bill No. 1039 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1039—An act to amend Section 694.01 of the Vehicle Code, relating to projecting lights or devices.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Assembly April 24, 1957, strike out "bumper guards, window louvers," and insert "drip caps, rub rails, grab rails, electrical receptacles,".

Amendment No. 2

On page 1, after line 19, insert

"To the extent that the application of this section to highways which are a part of the National System of Interstate and Defense Highways (as referred to in

subdivision (a) of Section 108 of the Federal-aid Highway Act of 1956) would cause this State to be deprived of any federal funds for highway purposes, this section to such extent shall not be applicable to highways which are a part of such system."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 1088

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1088

Senator Hollister moved that Senate Bill No. 1088 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1088—An act to amend Section 28121 of the Government Code, relating to compensation for public service.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In lines 7 and 8 of the printed bill, as amended in Senate May 2, 1957, strike out "eight thousand seven hundred dollars (\$8,700)", and insert "ten thousand two hundred dollars (\$10,200)".

Amendment No. 2

In line 10 of the printed bill, strike out "twelve thousand dollars (\$12,000)", and insert "thirteen thousand dollars (\$13,000)".

Amendment No. 3

In line 15, strike out "six thousand dollars (\$6,000)", and insert "seven thousand five hundred dollars (\$7,500)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 1157

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 1157

Senator Collier moved that Senate Bill No. 1157 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1157—An act to add Sections 7000.7, 7083, 7193, and 7713.1 to the Education Code, relating to apportionments to school districts.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

In the heading of the printed bill, as amended in Senate May 8, 1957, after "Collier", insert "and Christensen".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 11

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 11

Senator Beard moved that Senate Bill No. 11 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 11—An act to amend Section 1300.16 of the Agricultural Code, relating to marketing of agricultural products.

Bill read second time.

Motion to Amend

Senator Beard moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 1300.16 of", and insert "add Section 1300.16-1 to".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 1300.16-1 is added to the Agricultural Code, to read: 1300.16-1. Any producer who sells a growing crop to be harvested and marketed by another person shall be entitled to assent to, or vote in a referendum upon, a marketing order or major amendment thereto, provided at the time of sale of such growing crop such producer retains the exclusive right so to assent or to so vote, and provided further, that the quantity of such growing crop so harvested or marketed can be determined to the satisfaction of the director."

Amendment No. 3

On page 1, strike out lines 2 to 28, inclusive, and strike out all of pages 2 to 7, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Constitutional Amendment No. 23

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE CONSTITUTIONAL AMENDMENT NO. 23

Senator Farr moved that Senate Constitutional Amendment No. 23 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 9 of Article IX, relating to the University of California.

Resolution read.

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed amendment, strike out all of lines 34 to 40, inclusive, and insert

"Notwithstanding any other provisions in this article, the duties of all officers and employees of the university shall be prescribed by the regents of the university, on the recommendation of the president of the university. On the basis of and in accordance with laws governing the employment rights, benefits, and conditions of state college nonacademic personnel and to the same extent, the president of the university shall establish rules governing the employment, tenure, layoff, dismissal, working conditions, and other matters affecting the employment rights, benefits and conditions of all administrative and nonacademic employees, and of such other employees of the university as may be designated by the regents. The State Personnel Board shall establish and adjust the classification and salaries of all administrative and nonacademic employees of the university, and of such other employees of the university as the regents may designate, in the same manner and following the same procedures as in the establishment of California state college classifications and salaries. Any administrative or nonacademic employee, or any such other employee of the university as the regents may designate, who is dismissed, suspended, or demoted for cause may appeal to the State Personnel Board for hearing and adjudication of his case in the same manner and following the same procedures as is provided the hearing and adjudication of such actions against California state college personnel."

Amendment read, and adopted.

Resolution ordered printed, and re-referred to Committee on Education.

RECESS

At 5.46 p.m., on motion of Senator Burns, the Senate recessed until 8 p.m.

REASSEMBLED

At 8 p.m., the Senate reconvened.

Hon. Earl D. Desmond of the Nineteenth District, presiding.

Secretary J. A. Beek at the desk.

CALL OF THE SENATE

Senator Arnold moved a call of the Senate.

Motion carried.

Time, 8.05 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

SENATE, CALIFORNIA LEGISLATURE, May 14, 1957

Lieutenant Governor Harold J. Powers

President of the Senate

Senate Chamber, State Capitol, Sacramento, California

DEAR PRESIDENT POWERS: Herewith are communications and tabulations relative to the interest rate currently being paid by the State of California in the sale of general obligation bonds.

The consequences of the rapid rise of the interest rate on the sale of state bonds for the schools, for veterans and for the state projects for hospitals and water development are so critical that I think this information should be available to the Members of the Legislature and the public.

Respectfully,

NELSON S. DILWORTH, Chairman
Senate Investigating Committee on
Education

STATE OF CALIFORNIA, DEPARTMENT OF FINANCE

SACRAMENTO, April 18, 1957

Hon. Nelson S. Dilworth, Member of the Senate
State Capitol, Sacramento 14, California

DEAR SENATOR DILWORTH: Your letter of April 2d inquired as to the interest penalty which might be suffered by the State in marketing a substantial amount of general obligation bonds.

In the informed opinion of investment bankers, we are paying between 0.10 percent and 0.25 percent more in interest than if we had a more modest program for issuance of general obligation bonds. In their opinion if a larger bond program were authorized it would increase the interest rate by possibly as much as one-half of 1 percent. This depends, of course, upon the rate of sale of such bonds.

For the past several years between \$100 million and \$150 million state general obligation bonds have been sold. In January 1957, \$85 million bonds were sold and another \$80 million are scheduled for sale on April 24th. It is anticipated approximately \$150 million additional will be sold during the remainder of 1957. This would make a total for the year of \$315 million.

At some point beyond this level of issuance of bonds, the credit of the State would be injured but so far the only penalty is in higher interest costs.

Sincerely yours,

JOHN M. PEIRCE, Director of Finance

STATE OF CALIFORNIA, DEPARTMENT OF FINANCE

SACRAMENTO, May 6, 1957

Hon. Nelson S. Dilworth, Member of the Senate
State Capitol, Sacramento 14, California

DEAR SENATOR DILWORTH: It will be agreeable for you to release to the Legislature my letter of April 18th relative to interest costs paid by the State on the sale of its general obligation bonds.

You might wish to use the additional statistical material which is attached. This information supplements my April 18th letter as you have been advised would be done.

The table headed State and Municipal Financing shows an increasing trend in the past three years in the issuance of both State of California and all California public agency bonds relative to the national total. The percentage will increase materially in 1957 due to both a larger amount of State of California bonds to be marketed as well as political subdivisions within the State, even though the national total might rise. In other words, it is anticipated California financing will increase at a more rapid rate than nationwide.

The other two attached schedules verify the relatively higher interest cost currently being paid on the sale of general obligation bonds of the State. These schedules compare the net interest cost with representative indexes and show California bonds adversely to these indexes. This deterioration was minor at the sale on January 16th and increased materially at the April 24th sale. Just how much further the deterioration will go depends to a degree upon the total amount of general obligation bonds which the Legislature might propose to be approved by the people at the next election.

Very truly yours,

JOHN M. PEIRCE, Director of Finance

STATE AND MUNICIPAL FINANCING

Sales of State and Municipal Long Term Bonds, Annually National Totals, California Totals, and State of California General Obligation (Includes Revenue Bonds and Refunding Issues)

Calendar years	National total including California	California sales including state	Percent California of national	State of California general obligation	Percent State of California of national
1948	\$2,989,731,949	\$257,032,000	8.6	\$35,000,000	1.1
1949	2,995,425,049	304,261,000	10.2	31,800,000	1.0
1950	3,693,604,165	322,635,000	8.7	176,000,000	4.7
1951	3,278,153,053	258,552,000	7.9	76,500,000	2.3
1952	4,401,317,467	370,604,000	8.4	125,000,000	2.8
1953	5,557,887,369	460,909,000	8.3	126,000,000	2.3
1954	6,968,641,896	415,003,000	6.0	100,000,000	1.4
1955	5,976,503,820	637,291,000	10.7	150,000,000	2.5
1956	5,446,419,571	536,318,000	9.8	115,500,000	2.1

SOURCES:

National: The Bond Buyer of New York; California: California Municipal Statistics, Inc.
Compiled by Office of Investment Adviser, Department of Finance

State of California SCHEDULE OF GENERAL OBLIGATION BOND SALES—STATE SCHOOL BUILDING AID

Date of sale	Amount (\$000)	Net interest cost (percent)	Bond Buyer's 20-Bond Index (percent)	Difference (percent)	Staats California Municipal Index (percent)	Difference (percent)
5/ 3/50	50,000	1.74	2.03	.29	2.01	.27
9/ 7/50	50,000	1.76	1.83	.07	1.87	.11
4/ 4/51	50,000	1.84	1.82	— .02	1.94	.10
1/ 9/52	25,000	1.80	2.09	.29	2.04	.24
6/ 4/52	50,000	1.87	2.06	.19	1.99	.12
10/29/52	25,000	2.09	2.39	.30	2.37	.28
6/24/53	25,000	3.01	3.02	.01	2.95	— .06
4/21/54	50,000	2.20	2.49	.29	2.35	.15
4/27/55	30,000	2.05	2.40	.35	2.31	.26
11/ 2/55	30,000	2.21	2.50	.29	2.37	.16
2/29/56	30,000	2.34	2.42	.08	2.46	.12
1/16/57	35,000	3.35	3.24	— .11	3.27	— .08
4/24/57	30,000	3.46	3.16	— .30	3.21	— .25

Compiled by Office of Investment Adviser, Department of Finance

State of California SCHEDULE OF GENERAL OBLIGATION BOND SALES—VETERANS

Date of sale	Amount (\$000)	Net interest cost (percent)	Bond Buyer's 20-Bond Index (percent)	Difference (percent)	Staats California Municipal Index (percent)	Difference (percent)
12/11/45	15,000	0.97	1.51	.54	1.80	.83
7/16/46	15,000	1.23	1.42	.19	1.59	.36
5/13/47	10,000	1.53	1.86	.33	1.89	.36
6/22/48	10,000	1.82	2.23	.41	2.15	.33
10/19/48	25,000	1.92	2.43	.51	2.42	.50
6/21/49	30,000	1.92	2.20	.28	2.28	.36
2/ 1/50	25,000	1.70	2.05	.35	1.99	.29
9/ 7/50	50,000	1.66	1.83	.17	1.87	.21
7/11/51	25,000	1.89	2.23	.34	2.20	.31
1/ 9/52	25,000	1.73	2.09	.36	2.04	.31

Schedule of General Obligation Bond Sales—Veterans—Continued

Date of sale	Amount (\$000)	Net interest cost (percent)	Bond Buyer's 20-Bond Index (percent)	Difference (percent)	State of California Municipal Index (percent)	Difference (percent)
2/3/53	100,000	2.42	2.43	.01	2.41	— .01
1/13/54	50,000	1.93	2.54	.61	2.38	.45
1/5/55	60,000	2.03	2.38	.35	2.21	.18
11/2/55	30,000	2.14	2.50	.36	2.37	.23
6/13/56	50,000	2.30	2.56	.26	2.66	.36
10/3/56	35,000	2.80	2.90	.10	2.95	.15
1/16/57	50,000	3.30	3.24	— .06	3.27	— .03
4/24/57	50,000	3.43	3.16	— .27	3.21	— .22

Compiled by Office of Investment Affairs, Department of Finance.

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators Ed. C. Johnson, Fair, and Board as a Senate Committee on Conference concerning Senate Bill No. 924 to meet in like committee of the Assembly.

SENATE COMMITTEE ON RULES
BURNS, Chairman

RESOLUTIONS

The following resolution was offered:

By Senator McBride:

Senate Resolution No. 128

Relative to the creation of the Senate Committee on Interstate Cooperation

Resolved by the Senate of the State of California, As follows:

1. The Senate Committee on Interstate Cooperation is hereby created and authorized and directed to constitute, study and analyze all facts relating to cooperation between this State and the other states, and with the Federal Government, and to make recommendations thereon for appropriate legislation.

2. The committee shall consist of the persons who are members of the committee created by Section 8000 of the Government Code, as they are appointed from time to time and shall have the same chairman.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1959 Regular Session, with authority to file its final report not later than the fifteenth day after the end of the constitutional recess. The time for filing the final report shall not be extended.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created. The committee and any subcommittee thereof when thereto authorized by the committee may meet and act without as well as within the State of California, and it is hereby authorized to leave the State of California in the performance of its duties.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of twelve thousand dollars (\$12,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 3277—An act to amend Section 408 of the Education Code, relating to the compensation of the county superintendent of schools of a county of the eighth class.

Bill read third time.

Motion to Amend

Senator Desmond moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 11 and 12, of the printed bill, as amended in Assembly March 28, 1957, strike out "twelve thousand five hundred twenty eight dollars (\$12,528)", and insert "thirteen thousand one hundred fifty-two dollars (\$13,152)".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3315—An act to amend Section 21655.1 of the Water Code, relating to elections in irrigation districts.

Bill read third time, and presented by Senator Cobey.

The roll was called.

Call of the Senate

Pending the announcement of the vote Senator Cobey moved that the quorum call of the Senate be applied to the final passage of Assembly Bill No. 3315.

Motion carried.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 9.20 p.m., on motion of Senator Cobey, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Assembly Bill No. 3315 passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Byrne, Cobey, Desmond, Dilworth, Dolwig, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—22.

NOES—None.

Bill ordered transmitted to the Assembly.

CALL OF THE SENATE

Senator Arnold moved a call of the Senate.

Motion carried.

Time, 9.22 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Bill No. 3489—An act to add Section 37 to the Alameda County Flood Control and Water Conservation District Act (Chapter

1275 of the Statutes of 1949), relating to annexations to the zones of the district.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Erhart, Gibson, Grunsky, Ed. C. Johnson, John F. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3914—An act to amend Section 72706 of the Government Code, relating to the municipal court established in a judicial district embracing the City of Los Angeles.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Burns, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Ed. C. Johnson, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—23.

NOES—None.

Bill ordered transmitted to the Assembly.

President of the Senate Presiding

At 9.38 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Assembly Bill No. 2320—An act to add Section 323 to the Education Code, relating to county boards of education.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Erhart, Gibson, Grunsky, Ed. C. Johnson, John F. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2938—An act to amend Section 2103 of the Education Code, relating to compensation of members of school boards.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Erhart, Gibson, Grunsky, Ed. C. Johnson, John F. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 608—An act to amend Section 28101 of the Government Code, relating to salaries and fees of grand juries in counties of the first class.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Erhart, Gibson, Grunsky, Ed. C. Johnson, John F. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1838—An act to amend Section 72712 of the Government Code, relating to the reporters' salary fund in the Municipal Court, Los Angeles Judicial District.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, John F. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2321—An act to add Section 322 to the Education Code, relating to county boards of education.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2558—An act to amend Section 36502 of the Government Code, relating to city officers.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2567—An act to amend Section 349½ of the Code of Civil Procedure, relating to proceedings for incorporation of a city.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2576—An act to add Article 9, commencing at Section 1691, to Chapter 3 of Division 2 of the Education Code, relating to notice of school district elections.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2750—An act to amend Section 6.1 of the Alameda County Flood Control and Water Conservation District Act, relating to the appointment of an advisory commission.

Bill read third time, and presented by Senator Breed.

The bill was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3033—An act to add Section 24009 to the Government Code, relating to elective officers of counties.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Teale, Thompson, and Williams—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3276—An act to amend Section 22102 of the Education Code, relating to the establishment of county libraries.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 11—An act to amend Section 2082 of the Elections Code, relating to delegates to national party conventions.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 272—An act to amend Section 230 of the Elections Code, relating to form of affidavit of registration.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—26.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 275—An act to amend Sections 651 and 652 of the Elections Code, relating to precinct boards.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 276—An act to amend and renumber Section 678.5 of the Elections Code, relating to precinct boards and polling places.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 277—An act to add Sections 687.5 to the Elections Code, relating to election procedure.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 279—An act to amend Section 3828 of the Elections Code, relating to ballot composition.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Assembly Bill No. 282—An act to amend Section 4533, and repeal Section 4534 of the Elections Code, relating to campaign statements.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Abshire, Arnold, Breed, Busch, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Thompson, and Williams—19.
NOES—Senators Beard, Berry, Burns, Desmond, Sutton, and Teale—6.

Motion to Reconsider

Senator Dilworth moved to reconsider the vote whereby Assembly Bill No. 282 was refused passage.

Postponement of Reconsideration

On motion of Senator Dilworth, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 282 was refused passage, was continued until the next legislative day.

Assembly Bill No. 841—An act to add Section 23452.5 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Teale, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1099—An act to amend Section 14104.5 of the Government Code, relating to the performance of public work.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Richards, Sutton, Teale, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1952—An act to amend Section 23380, and to repeal Section 23782 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1957—An act to amend Section 23433 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2601—An act to amend Section 31652.1 of the Government Code, relating to retirement of employees.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2743—An act to amend Section 5033 of the Public Resources Code, relating to powers and duties of the State Park Commission.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2845—An act to add Section 50534 to the Government Code, authorizing a county and retirement board to contract for the erection of public buildings on public squares.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3747—An act to add Section 1194.1 to the Insurance Code, Sections 2025.1, 31595.1, 45308.1 to the Government Code, and Section 14340.1 to the Education Code, relating to the investment of public moneys in bonds issued under the Improvement Bond Act of 1915.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1104—An act to provide for the creation of the Los Angeles Metropolitan Transit Authority and prescribe the powers and duty thereof; authorizing the authority to acquire, construct and operate mass rapid transit systems; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein; and to repeal the "Los Angeles Metropolitan Transit Authority Act," Chapter 1668 of the Statutes of 1951.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 27, line 42, of the printed bill, as amended in Senate May 7, 1957, after "contract," insert "In the report required by Section 6.1 in connection with such purchase, new studies and findings need not be made by the authority as to any subject matter which appears as a public record of the Public Utilities Commission, which subject matter may be incorporated in the report by reference."

Amendment No. 2

On page 27, strike out lines 43 and 44.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2504—An act to amend Section 845.2 of the Fish and Game Code, and amend Section 8633 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to application for repossession of net.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2505—An act to amend Section 919 of the Fish and Game Code, and amend Section 8780 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to bait net.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy,

Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1031—An act to amend Section 19258 of the Government Code, relating to the personnel of the state civil service.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1238—An act to add Article 13, consisting of Sections 31800 to 31813 to Chapter 3, Part 3, Division 4, Title 3 of the Government Code, relating to the retirement of employees of local governmental agencies in respect to the integration of old age and survivors insurance coverage with existing local systems, declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—30.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1950—An act to amend Section 24049 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1557—An act to amend Section 585 of the Vehicle Code, relating to removal of vehicles from highways.

Bill read third time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 2, 1957, strike out line 12, and insert "in which a vehicle is located is hereby authorized to remove".

Amendment No. 2

On page 1, line 21, after "driveway", insert "and it is impractical to move such vehicle from in front of the driveway to another point on the highway,".

Amendment No. 3

On page 2, strike out line 17, and insert "the cleaning, repair, or construction of the highway or for the installation of underground utilities".

Amendment No. 4

On page 2, line 23, after "signs", insert ", giving notice that such vehicle may be removed,".

Amendment No. 5

On page 2, between lines 24 and 25, insert
 "(7) When any vehicle, except any highway maintenance or construction equipment, is left unattended for more than four hours upon the right of way of any freeway within the limits of an incorporated city."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1695—An act to amend Section 108 of the Insurance Code, relating to insurance.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1463—An act to add Section 735.5 to the Insurance Code, relating to the examination reports of insurers.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1948—An act to amend Section 23037 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Breed, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Miller, Montgomery, Richards, Teale, Thompson, and Williams—21.

NOES—Senators Berry and Sutton—2.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1087—An act to add Article 4 (commencing at Section 24155) of Chapter 1 of Division 20 of the Health and Safety Code, relating to health and safety of persons engaged in water-contact sports.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 2, of the printed bill, as amended in Senate May 3, 1957, strike out "a suitable standard", and insert "suitable standards".

Amendment No. 2

On page 2, line 6, strike out "standard", and insert "standards".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 174—An act to amend Sections 17204, 17287, 17501, 17503, 17504, 17514, 17516, 17517, 17522, 18200, 18411, 18552, 18802, 18807, 18863, 18864, 18882, 18883, 19053.3 of, and to add Section 17304 to Part 10 of Division 2 of the Revenue and Taxation Code, relating to personal income taxes, and providing that this act shall take effect immediately.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 179—An act to amend Section 24344 of Part 11 of Division 2 of the Revenue and Taxation Code, and Section 12204 of the Government Code, relating to the taxation of banks, corporations, associations, and Massachusetts trusts, and to fees payable by foreign corporations for filing their articles of incorporation, and providing that this act shall take effect immediately.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 180—An act to repeal Sections 23562, 23562a, and 23562b of, and to amend Sections 23222a, 23251, 23701h, 24345, 24428, 24512, 24672, 24945, 24961, 24962, 25732, 26073a, and 26161 of, and to add Article 3 to Chapter 3, comprising Sections 23571 and 23572, to Part 2 of Division 2 of the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations, and Massachusetts trusts, and providing that this act shall take effect immediately.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dowig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1086—An act to amend Section 13005 of the Water Code, relating to water pollution.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dowig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3586—An act to amend Section 22505 of the Water Code, relating to irrigation districts.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dowig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 129—Relative to recognition of California state meat inspection.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dowig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Montgomery, Richards, Sutton, Teale, Thompson, and Williams—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1861—An act to amend Section 411 of the Code of Civil Procedure, relating to the service of summons in a suit against a county, city or town.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "or town", and insert ", town, or school district".

Amendment No. 2

On page 2, between lines 8 and 9, insert

"5.1. If the suit is against a school district: to the most recently selected chairman, president, presiding officer, or other head of the board of education or trustees, or to the clerk or the secretary of the board of education or trustees."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2132—An act to amend an act entitled "Los Angeles County Flood Control Act" approved June 12, 1915, as amended, by amending Sections 3.6 and 13 $\frac{3}{4}$ thereof, relating to water conservation and flood control, and declaring the urgency thereof to take effect immediately.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 21, of the printed bill, as amended in Senate April 19, 1957, strike out "publis", and insert "public".

Amendment No. 2

On page 2, line 23, strike out "a".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1883—An act to amend Section 73822 of, to repeal Section 73823 of, and to add Section 73823 to the Government Code, relating to the Modesto Municipal Court.

Bill read third time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 19, of the printed bill, as amended in Senate April 24, 1957, strike out "act", and insert "section".

Amendment No. 2

On page 2, line 21, strike out "act", and insert "section".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 11.10 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

ADJOURNMENT

At 11.12 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, May 16, 1957.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-NINTH LEGISLATIVE DAY

NINETY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, May 16, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

Most Gracious God, the bestower of every good gift, we bow our heads in reverence before Thee this day. And since Thou requirest of every man a reasonable service, quicken us, we beseech Thee, with a sense of Thy gracious presence—of Thy guiding providence that never slumbers—of Thy eternal love that never fails, so that uniting ourselves with Thee, we may in all our aspirations and thoughts do those things which please Thee and thus live in Thy favor. We look to Thee, O Lord, to lift up our minds, to clear our vision so that all our desires may become submissive to reason—our reason to faith and the whole man to Thee. O heavenly Father, make of us workmen that need never be ashamed. Make us ever grateful for our existence in a land where Thy name is revered; make us aware of the blessings of democracy founded upon the principles of liberty and justice. May the cause for which we toil this day commend itself as righteous and honorable in Thy sight. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Coombs, on motion of Senator Burns, due to illness.

Senator Cunningham, on motion of Senator Harold T. Johnson, due to legislative business.

Senator Short, on motion of Senator Arnold, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lowell Nelson, Stanley Lathen, and Wayne Wilt of Vallejo.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Curtis Berryman of San Luis Obispo and Mr. George White, Sr., of Shandon.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Stanislaus County Pomona Grange: A. H. Bolter, Ceres; Mr. and Mrs. E. A. Craig, Modesto; Mr. and Mrs. T. T. Johnson, Oakdale; Louise Wuelfing, Oakdale; Mary Teuscher, Oakdale; Mrs. Edwin Koster, Oakdale; Mr. and Mrs. J. Sharp, Ceres; Everett Fountain, Modesto; Alana Malm, Sonora; Martha and Robert Fisher, Sonora; and Stanley Nielsen, Waterford.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. David Muir, member of the Monterey City Planning Commission.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Robert Madsen and Mrs. Patricia Lee Jacobsen of Eureka.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. McDermid, Mr. Mitchell, Mrs. Pollock, and the following students from College Elementary School, Arcata: Albert Albright, Martin Bednar, John Barkle, Jim Bloxham, Doug Brown, Mel Carson, Gary Chapman, Wayne Fuller, Jim Gunther, Roger Holmes, Gary Karshner, Larry Pollack, Larry Wilcox, Sharon Coffet, Lanie Copper, DeeAnn Freeman, Kayla Holmes, Christine Maloy, Kathy McArdle, Marianne McGaughey, Roberta Jo Montgomery, Susan O'Connor, Eleanor Sheppard, Jane Thompson, Vickie Wolverton, and Barbara Yocom.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Kappeler, Mr. Tow, Mr. Halterman, Mrs. McKee, Mr. Feucht, Mrs. Annable, and the following students from Earl Warren School, Castro Valley: James Bonetti, Michael Bunyard, Ted Haavisto, Ron Larsen, Jack Logan, Doug Mendoza, Dennis Mitchell, Wayne Moulden, Mike Perkins, Randy Remer, Steve Simpson, Ed Statzel, Frank Stearns, Jim Sutherland, James Tipper, Edith Allen, Sue Beaman, Karen Benkula, Kathy Burks, Teri Lou Comings, Patricia Connell, Diana Hale, Cheryl LaGrone, Karen McCarter, Deanna Moore, Ilona Palmer, Kathy Pattillo, Penny Lou Petersen, Sandra Rateliff, Susan Soldat, Sandra Stark, Val Tocchini, Delilah Weaver, Jim Anderson, Bill Barry, David Best, Carl Cerrudo, Denis Coliten, Mike Cunningham, Ron Davis, Jon Drury, Melvin Hull, Wayne Kennedy, Jim Kohn, Harold Nida, Ken Rasmussen, Steve Schaff, Ray Seronello, Douglas Stewart, Bonnie Adelson, Sandra Balfour, Diana Bell, Ruth Bennett, Sherry Bennette, Carole Bird, Lana Brignolio, Barbara Buttery, Jackie Byron, Jean Cotroneo, Ruth Crawford, Dianne Gray, Barbara Jones, Beverly Lass, Susan Long, Pat O'Connell, Yvonne Price, Beverly Silva, Darlene Toupes, John Baker, Donald Beggs, William Bell, Bruce Bigelow, Andrew Cummings, Tom Esperance, Gary Fitzgerald, John Garrett, Peter Lorentzen,

John Luther, Rhody Malone, Dennis Martin, Leonard Phister, Gilbert Souza, Bill Thurman, Ross Wagner, Gary Wilfong, Tom Ziegler, Susan Bailes, Bonnie Beyer, Donna Darlington, Pamela Doyle, Linda Fleming, Michele Hallows, Sandra Jackson, Roseanne Johnson, Linda Lawyer, Judith McGarry, Robyn Moor, Rosemarie Perry, Judy Smith, Carolyn Stebbins, Gretchen Stone, and Patsy Tooke.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Planada Elementary School, Planada, Merced County: *adults*—Mrs. Lucille Craft, Mrs. William Wilson, Mrs. Cleo Muncy, Mrs. Mary Willis, Mrs. Ruperto Pacheco, Mrs. Marie Mitchell, Mrs. Lupe Chavez, Mrs. Daniel McIntire, Mrs. Rose McCorry, Mrs. Ben Phillips, Mrs. Vera Wood, Mrs. Eloise Chavez, and Mrs. Adrian Mentor; *students*—Carmen Adame, Ernest Agüero, Vincent Banaga, Allan Bradley, Connie Chavez, Alice Contreras, Judy Craft, Patty Estrada, Rosalie Hernandez, Olivia McIntire, Larry Muncy, Martha Nanez, Margarita Pacheco, Robert Phillips, Helen Rael, Judy Sneed, Esther Soto, Janice Stanley, Mary Williams, Charles Willis, Buddy Wilson, Douglas Wood, Pete Vasquez, Toni Borroel, Adeline Chavez, Dorothy Davis, Janet Freeman, Susie Gonzales, Martha Lopez, Caryl Mitchell, Carolyn Norton, Josie Ochoa, Ernestine Pacheco, Louisa Rael, Susan Rodriguez, Anita Torres, Eustolia Vieyra, Armando Agüero, Valentine Burrola, Victor Bustos, Kenneth Duncan, John Farnsworth, Paul Hernandez, Charlie Ramirez, Frank Redondo, Tom Sevedge, Charles Stollings, Donald Thrasher, Frank Vega, and Joel Wallace.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. M. Yeltman, Mr. E. Lorber, Mr. C. Payne, and the following students from Porter School, Alameda County: Crystal Arter, Charles Bottarini, Marilyn Carr, Jerry Chavez, Fred Clinton, Marvin Gourley, Rita Gramma, Susan Grice, Carla de Haas, Philip Hord, Diane Jones, Stephen Kozinichik, David Maurice, Carol Pope, Brien Powers, Judy Riblett, Martha Roesch, Tommy Wong, John Hopping, Evelyn Asheroft, Max Balthrop, Rex Belthrop, Robert Braly, Billy Brock, Steven Brown, Allan Cates, Ron Clauson, Cheryl Davis, John Doggett, Sharen Heaton, Henry Hurbace, Patsy Irmer, Linda Jackman, Gary Jensen, Sandy Johnson, Elsa Leefeldt, Linda Litherland, John Long, Gill Mahr, Linda Martinez, Mack McCray, Rose Mendoza, Joan O'Neil, Danny Pashayan, Kay Persyn, Joan Rhea, Carol Richards, Kenny Russell, Randy Stroud, Joanne Takeda, Sheila Terstege, Harry Thompson, Robert Thorpe, Dianne Seeley, Joseph Apodaca, Russell Bachtell, Clifton Breedlove, Jimmy Click, Julie Galvan, Glenda Guthrie, Garland Hartman, John Haskell, Marsha Hayame, Elwood Herom, Darrell Kidd, Kathy Kotte, Douglas LaVenture, Sharon Logan, Edmon Lyerla, Vethia Meek, Richard Oglesby, Sandy Oswald, Michael Peel, Pamela Richardson, Karen Robinson, Anita Ruperto, Kathleen Saleedo, Melvin Sayre, Karen Scott, Sharon Shaw, Tyrone Snow, James Van Sant, Barbara Washburn, Dale Waugh, Siegfried Wroebel, Shirley Dorado and Betty Lamb.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. L. Blevins, Mr. K. Foy, and the following students from Carmichael Elementary School, Carmichael: Delbert Bechtold, Tim Campbell,

George Graham, Mark Haney, Lionel Harris, Gary Hass, John Knapp, John Leymaster, Ray Menke, Stanley Ramage, Fred Safford, Wilson Barnett, Donald Compton, Eva Berg, Dicey Conway, Rita Dixon, Judy Ege, Marilyn Eister, Georgia Kraus, Lorna Lieser, Dianne Mason, Ruth McElroy, Ethel Milheim, Joan Moore, Janice Soderman, Bonnie Terkildsen, Sue Walima, Martha Taylor, Penny Irwin, William Adams, Terry Bell, David Crawford, Ronald Fillman, Fred Graham, John Gutenberger, Frank Hunter, Wayne Massey, Keith McKern, Ronald Pagenkoff, Steven Pickel, James VanVactor, Harold Watson, Jack Ernst, Babs Bader, Caroldean Bibb, Pam Breaks, Judy Buckley, Virginia Christian, Nancy Garant, Bonnie Harvey, Martha Horner, Sharon Jacob, Linda Larson, Phyllis Nelson, Shirley Stricklin, Shannon Weaver, Azell West, and Kay Peterson.

On request of Senators John F. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harry Kosterling, Mrs. Eve Kosterling, and Miss Anna Gallagher, all of Kentfield.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Emmet Kilpatrick of Oakland and Mr. William Smith of Berkeley.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Judge John Begovich and County Supervisor Jacob Strohm, both of Jackson.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Walter Kaitz and her children, Spencer, Carolyn, and Patricia, all of Hayward.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. A. E. Montgomery, Jr., Miss Jane Cullen, Mrs. Reg Streeter, and Mrs. Al Theis, all of Merced.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Parkhurst of Garden Grove; Richard W. Taylor of Orange; Charles W. TeWinkle, Paul A. Palmer, and Samuel A. Meyer, all of Newport Beach; and Ralph P. Maskey of Santa Ana.

On request of Senator Abshire, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Scott O'Leary, DeForest Hamilton, Robert E. Hinkson, and Dale Mosher, all of Santa Rosa.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Arch Hocking and Jerry O'Brien of San Jose.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Gregg of Whittier and A. L. Hocking of San Jose.

On request of Senators Erhart and Hollister, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harry Moore of Santa Barbara.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 112	Senate Bill No. 1080
Senate Bill No. 229	Senate Bill No. 1079
Senate Bill No. 230	Senate Bill No. 1120
Senate Bill No. 231	Senate Bill No. 1254
Senate Bill No. 232	Senate Bill No. 1282
Senate Bill No. 234	Senate Bill No. 1283
Senate Bill No. 235	Senate Bill No. 1284
Senate Bill No. 236	Senate Bill No. 1287
Senate Bill No. 363	Senate Bill No. 1290
Senate Bill No. 382	Senate Bill No. 1297
Senate Bill No. 538	Senate Bill No. 1303
Senate Bill No. 555	Senate Bill No. 1352
Senate Bill No. 667	Senate Bill No. 1374
Senate Bill No. 734	Senate Bill No. 1524
Senate Bill No. 807	Senate Bill No. 1542
Senate Bill No. 827	Senate Bill No. 1678
Senate Bill No. 921	Senate Bill No. 1688

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1750	Senate Bill No. 1934
Senate Bill No. 1800	Senate Bill No. 1978
Senate Bill No. 1826	Senate Bill No. 1983
Senate Bill No. 1870	Senate Bill No. 2416
Senate Bill No. 1874	Senate Bill No. 2654

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 34	Senate Bill No. 728
Senate Bill No. 72	Senate Bill No. 763
Senate Bill No. 145	Senate Bill No. 1412
Senate Bill No. 146	Senate Bill No. 1805
Senate Bill No. 148	Senate Bill No. 1872
Senate Bill No. 165	Senate Bill No. 2267
Senate Bill No. 421	Senate Bill No. 2301
Senate Bill No. 470	Senate Bill No. 2597
Senate Bill No. 573	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 67
Senate Bill No. 1094
Senate Bill No. 1620
Senate Constitutional Amendment No. 21

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 1733	Assembly Bill No. 2196
Senate Bill No. 2200	Assembly Bill No. 4124

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 1358

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Concurrent Resolution No. 109

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

WILLIAMS, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 883

Assembly Bill No. 1969

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

WILLIAMS, Chairman

Above reported bills re-referred to Committee on Finance.

Committee on Financial Institutions

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which was referred:

Assembly Bill No. 1028

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which were re-referred:

Senate Bill No. 1502

Senate Bill No. 2081

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which was referred:

Senate Bill No. 2637

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for referral to an appropriate interim committee.

BYRNE, Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 2468

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Elections

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 2248

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 399

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

DESMOND, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 2666

Assembly Bill No. 3376

Assembly Bill No. 499

Assembly Bill No. 3377

Assembly Bill No. 3375

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 2098

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Judiciary.

THOMPSON, Chairman

Above reported bill re-referred to Committee on Judiciary.

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 1300

Senate Bill No. 2569

Senate Bill No. 1135

Assembly Bill No. 3373

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

THOMPSON, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Assembly Bill No. 500

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

REQUEST FOR UNANIMOUS CONSENT

Senator McBride asked for, and was granted, unanimous consent to take up Assembly Bill No. 500, at this time, for consideration of committee amendments.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 500—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

(Item 16)

Amendment No. 1

On page 3, line 13, of the printed bill, as amended in Assembly May 1, 3, 4, 1957, strike out "73,532", and insert "68,532".

Amendment No. 2

On page 3, line 17, strike out "45,103", and insert "40,103".

Amendment No. 3

On page 3, line 19, strike out "73,532", and insert "68,532".

(Item 17)

Amendment No. 4

On page 3, line 21, strike out "4,650", and insert "5,450".

(Item 28)

Amendment No. 5

On page 4, line 2, after "expenses", insert "(secret service),".

(Item 29)

Amendment No. 6

On page 4, line 8, strike out "1,105,721", and insert "1,098,573".

(Item 37)

Amendment No. 7

On page 5, line 48, strike out "6,955,972", and insert "6,940,632".

Amendment No. 8

On page 6, line 3, strike out "5,677,979", and insert "5,666,502".

Amendment No. 9

On page 6, line 5, strike out "1,943,864", and insert "1,940,001".

Amendment No. 10

On page 6, line 7, strike out "7,621,843", and insert "7,606,503".

Amendment No. 11

On page 6, line 10, strike out "6,955,972", and insert "6,940,632".

(Item 41)

Amendment No. 12

On page 6, line 47, strike out "90,176", and insert "100,176".

(Item 42)

Amendment No. 13

On page 7, line 6, strike out "599,430", and insert "637,038".

Amendment No. 14

On page 7, line 8, strike out "503,700", and insert "532,508".

Amendment No. 15

On page 7, line 10, strike out "95,730", and insert "104,530".

Amendment No. 16

On page 7, line 12, strike out "599,430", and insert "637,038".

(Item 46)

Amendment No. 17

On page 7, line 33, strike out "3,239,450", and insert "3,235,256".

Amendment No. 18

On page 7, line 35, strike out "2,385,555", and insert "2,388,543".

Amendment No. 19

On page 7, line 37, strike out "994,065", and insert "986,883".

Amendment No. 20

On page 7, line 40, strike out "3,392,270", and insert "3,388,076".

Amendment No. 21

On page 7, line 43, strike out "3,239,450", and insert "3,235,256".

(Item 48)**Amendment No. 22**

On page 8, line 4, strike out "1,737,359", and insert "1,697,026".

Amendment No. 23

On page 8, line 6, strike out "1,091,192", and insert "1,051,694".

Amendment No. 24

On page 8, line 8, strike out "652,887", and insert "652,052".

Amendment No. 25

On page 8, line 11, strike out "1,753,859", and insert "1,713,526".

Amendment No. 26

On page 8, line 14, strike out "1,737,359", and insert "1,697,026".

(Item 49)**Amendment No. 27**

On page 8, line 17, strike out "4,271,658", and insert "4,266,918".

Amendment No. 28

On page 8, line 19, strike out "2,951,763", and insert "2,947,023".

Amendment No. 29

On page 8, line 24, strike out "4,749,883", and insert "4,745,143".

Amendment No. 30

On page 8, line 27, strike out "4,271,658", and insert "4,266,918".

(Item 50)**Amendment No. 31**

On page 8, line 30, strike out "3,131,190", and insert "3,097,173".

Amendment No. 32

On page 8, line 32, strike out "2,126,511", and insert "2,092,769".

Amendment No. 33

On page 8, line 34, strike out "1,319,104", and insert "1,318,829".

Amendment No. 34

On page 8, line 37, strike out "3,533,545", and insert "3,499,528".

Amendment No. 35

On page 8, line 40, strike out "3,131,190", and insert "3,097,173".

(Item 51)**Amendment No. 36**

On page 8, line 43, strike out "4,844,392", and insert "4,848,450".

Amendment No. 37

On page 8, line 45, strike out "2,969,716", and insert "2,973,910".

Amendment No. 38

On page 8, line 47, strike out "2,223,946", and insert "2,223,810".

Amendment No. 39

On page 8, line 50, strike out "5,293,842", and insert "5,297,900".

Amendment No. 40

On page 9, line 4, strike out "4,844,392", and insert "4,848,450".

(Item 52)**Amendment No. 41**

On page 9, line 7, strike out "3,143,088", and insert "3,079,473".

Amendment No. 42

On page 9, line 9, strike out "2,021,642", and insert "1,967,807".

Amendment No. 43

On page 9, line 11, strike out "1,320,801", and insert "1,311,021".

Amendment No. 44

On page 9, line 14, strike out "3,399,428", and insert "3,335,813".

Amendment No. 45

On page 9, line 17, strike out "3,143,088", and insert "3,079,473".

(Item 53)**Amendment No. 46**

On page 9, line 20, strike out "2,637,402", and insert "2,627,922".

Amendment No. 47

On page 9, line 22, strike out, "1,868,712", and insert "1,859,232".

Amendment No. 48

On page 9, line 27, strike out "2,672,137", and insert "2,662,657".

Amendment No. 49

On page 9, line 30, strike out "2,637,402", and insert "2,627,922".

(Item 54)**Amendment No. 50**

On page 9, line 33, strike out "1,156,145", and insert "1,125,149".

Amendment No. 51

On page 9, line 35, strike out "778,511", and insert "747,515".

Amendment No. 52

On page 9, line 40, strike out "1,171,730", and insert "1,140,734".

Amendment No. 53

On page 9, line 43, strike out "1,156,145", and insert "1,125,149".

(Item 62)**Amendment No. 54**

On page 11, line 3, strike out "959,730", and insert "919,859".

Amendment No. 55

On page 11, line 5, strike out "743,501", and insert "714,187".

Amendment No. 56

On page 11, line 7, strike out "222,004", and insert "211,447".

Amendment No. 57

On page 11, line 9, strike out "965,505", and insert "925,634".

Amendment No. 58

On page 11, line 12, strike out "959,730", and insert "919,859".

(Item 63)**Amendment No. 59**

On page 11, line 16, strike out "1,303,558", and insert "1,258,654".

Amendment No. 60

On page 11, line 18, strike out "1,006,433", and insert "973,315".

Amendment No. 61

On page 11, line 20, strike out "305,620", and insert "293,834".

Amendment No. 62

On page 11, line 22, strike out "1,312,053", and insert "1,267,149".

Amendment No. 63

On page 11, line 25, strike out "1,303,558", and insert "1,258,654".

(Item 65)**Amendment No. 64**

On page 11, line 41, strike out "576,788", and insert "544,548".

Amendment No. 65

On page 11, line 43, strike out "431,934", and insert "408,699".

Amendment No. 66

On page 11, line 45, strike out "157,854", and insert "148,849".

Amendment No. 67

On page 11, line 47, strike out "589,788", and insert "557,548".

Amendment No. 68

On page 11, line 50, strike out "576,788", and insert "544,548".

(Item 66)

Amendment No. 69

On page 12, line 4, strike out "1,036,697", and insert "967,937".

Amendment No. 70

On page 12, line 6, strike out "840,444", and insert "787,345".

Amendment No. 71

On page 12, line 8, strike out "226,368", and insert "210,707".

Amendment No. 72

On page 12, line 10, strike out "1,066,812", and insert "998,052".

Amendment No. 73

On page 12, line 13, strike out "1,036,697", and insert "967,937".

(Item 67)

Amendment No. 74

On page 12, line 16, strike out "1,100,177", and insert "1,029,664".

Amendment No. 75

On page 12, line 18, strike out "839,112", and insert "784,860".

Amendment No. 76

On page 12, line 20, strike out "267,265", and insert "251,004".

Amendment No. 77

On page 12, line 22, strike out "1,106,377", and insert "1,035,864".

Amendment No. 78

On page 12, line 25, strike out "1,100,177", and insert "1,029,664".

(Item 68)

Amendment No. 79

On page 12, line 28, strike out "1,979,688", and insert "1,963,104".

Amendment No. 80

On page 12, line 30, strike out "1,564,875", and insert "1,550,623".

Amendment No. 81

On page 12, line 32, strike out "511,194", and insert "508,862".

Amendment No. 82

On page 12, line 34, strike out "2,076,069", and insert "2,059,485".

Amendment No. 83

On page 12, line 37, strike out "1,979,688", and insert "1,963,104".

(Item 69)

Amendment No. 84

On page 12, line 40, strike out "876,984", and insert "825,258".

Amendment No. 85

On page 12, line 42, strike out "665,628", and insert "615,622".

Amendment No. 86

On page 12, line 44, strike out "217,301", and insert "215,581".

Amendment No. 87

On page 12, line 46, strike out "882,929", and insert "831,203".

Amendment No. 88

On page 12, line 49, strike out "876,984", and insert "825,258".

(Item 77)

Amendment No. 89

On page 14, line 40, strike out "2,056,965", and insert "2,043,497".

Amendment No. 90

On page 14, line 42, strike out "1,957,861", and insert "1,944,393".

Amendment No. 91

On page 14, line 46, strike out "2,286,538", and insert "2,273,070".

Amendment No. 92

On page 14, line 49, strike out "2,056,965", and insert "2,043,497".

(Item 79)**Amendment No. 93**

On page 15, line 12, strike out "3,393,895", and insert "3,379,702".

Amendment No. 94

On page 15, line 14, strike out "3,340,407", and insert "3,327,327".

Amendment No. 95

On page 15, line 16, strike out "607,034", and insert "605,921".

Amendment No. 96

On page 15, line 18, strike out "3,947,441", and insert "3,933,248".

Amendment No. 97

On page 15, line 21, strike out "3,393,895", and insert "3,379,702".

(Item 81)**Amendment No. 98**

On page 15, line 35, strike out "1,610,486", and insert "1,600,664".

Amendment No. 99

On page 15, line 37, strike out "1,423,949", and insert "1,414,789".

Amendment No. 100

On page 15, line 39, strike out "311,971", and insert "311,309".

Amendment No. 101

On page 15, line 41, strike out "1,735,920", and insert "1,726,098".

Amendment No. 102

On page 15, line 44, strike out "1,610,486", and insert "1,600,664".

(Item 82)**Amendment No. 103**

On page 15, line 46, strike out "3,169,886", and insert "3,149,314".

Amendment No. 104

On page 16, line 3, strike out "3,212,798", and insert "3,193,626".

Amendment No. 105

On page 16, line 5, strike out "533,625", and insert "532,225".

Amendment No. 106

On page 16, line 7, strike out "3,746,423", and insert "3,725,851".

Amendment No. 107

On page 16, line 10, strike out "3,169,886", and insert "3,149,314".

(Item 82.5)**Amendment No. 108**

On page 16, after line 10, insert

"82.5—For additional support, Long Beach State College _____
 In making this appropriation, it is the intention of the Legisla-
 ture to establish an off-campus center in Orange County
 restricted to an instructional program in upper division educa-
 tion courses leading to an elementary teaching credential."

66,000

(Item 83)**Amendment No. 109**

On page 16, line 13, strike out "4,149,482", and insert "4,140,528".

Amendment No. 110

On page 16, line 15, strike out "3,942,224", and insert "3,933,270".

Amendment No. 111

On page 16, line 19, strike out "4,797,337", and insert "4,788,383".

Amendment No. 112

On page 16, line 22, strike out "4,149,482", and insert "4,140,528".

(Item 84)**Amendment No. 113**

On page 16, line 24, strike out "2,514,850", and insert "2,501,166".

Amendment No. 114

On page 16, line 26, strike out "2,471,748", and insert "2,459,382".

Amendment No. 115

On page 16, line 28, strike out "409,472", and insert "408,154".

Amendment No. 116

On page 16, line 30, strike out "2,881,220", and insert "2,867,536".

Amendment No. 117

On page 16, line 33, strike out "2,514,850", and insert "2,501,166".

(Item 85)**Amendment No. 118**

On page 16, line 35, strike out "4,503,751", and insert "4,469,401".

Amendment No. 119

On page 16, line 37, strike out "4,472,526", and insert "4,440,216".

Amendment No. 120

On page 16, line 39, strike out "694,320", and insert "692,280".

Amendment No. 121

On page 16, line 41, strike out "5,166,846", and insert "5,132,496".

Amendment No. 122

On page 16, line 44, strike out "4,503,751", and insert "4,469,401".

(Item 86)**Amendment No. 123**

On page 16, line 46, strike out "4,622,708", and insert "4,613,330".

Amendment No. 124

On page 17, line 3, strike out "4,755,248", and insert "4,746,788".

Amendment No. 125

On page 17, line 5, strike out "866,525", and insert "865,607".

Amendment No. 126

On page 17, line 7, strike out "5,621,773", and insert "5,612,395".

Amendment No. 127

On page 17, line 10, strike out "4,622,708", and insert "4,613,330".

(Item 87)**Amendment No. 128**

On page 17, line 12, strike out "6,470,129", and insert "6,407,585".

Amendment No. 129

On page 17, line 14, strike out "6,390,710", and insert "6,332,649".

Amendment No. 130

On page 17, line 16, strike out "999,733", and insert "995,250".

Amendment No. 131

On page 17, line 18, strike out "7,390,443", and insert "7,327,899".

Amendment No. 132

On page 17, line 21, strike out "6,470,129", and insert "6,407,585".

(Item 88)**Amendment No. 133**

On page 17, line 27, strike out "3,803,683", and insert "3,714,208".

Amendment No. 134

On page 17, line 29, strike out "4,184,203", and insert "4,103,376".

Amendment No. 135

On page 17, line 31, strike out "918,933", and insert "910,285".

Amendment No. 136

On page 17, line 33, strike out "5,103,136", and insert "5,013,661".

Amendment No. 137

On page 17, line 40, strike out "3,803,683", and insert "3,714,208".

(Item 106.5)**Amendment No. 138**

On page 21, strike out lines 11 through 15.

Amendment No. 139.

On page 21, after line 15, insert

"106.5—For study of the educational and research needs of the real estate industry in California payable from the Real Estate Education and Research Fund-----
to be allocated by the Department of Finance in the amounts as it finds necessary, to the Department of Education and the University of California."

31,000

(Item 114)**Amendment No. 140**

On page 22, line 21, strike out "10,754,727", and insert "10,603,684".

Amendment No. 141

On page 22, line 23, strike out "12,350,379", and insert "12,176,623".

Amendment No. 142

On page 22, line 25, strike out "2,229,019", and insert "2,196,732".

Amendment No. 143

On page 22, line 27, strike out "14,579,398", and insert "14,428,353".

Amendment No. 144

On page 22, line 40, strike out "3,407,199", and insert "3,462,199".

Amendment No. 145

On page 22, line 42, strike out "10,754,727", and insert "10,603,684".

(Item 115)**Amendment No. 146**

On page 22, line 46, strike out "909,977", and insert "900,725".

Amendment No. 147

On page 23, line 3, strike out "1,172,956", and insert "1,163,704".

Amendment No. 148

On page 23, line 7, strike out "1,749,956", and insert "1,740,704".

Amendment No. 149

On page 23, line 17, strike out "909,977", and insert "900,725".

(Item 118)**Amendment No. 150**

On page 23, line 25, strike out "6,585,815", and insert "6,607,367".

Amendment No. 151

On page 23, line 27, strike out "7,987,937", and insert "8,003,057".

Amendment No. 152

On page 23, line 29, strike out "2,636,709", and insert "2,643,141".

Amendment No. 153

On page 23, line 31, strike out "10,624,646", and insert "10,646,198".

Amendment No. 154

On page 23, line 46, strike out "6,585,815", and insert "6,607,367".

(Item 125)**Amendment No. 155**

On page 24, line 33, strike out "2,141,080", and insert "2,119,480".

(Item 126)**Amendment No. 156**

On page 24, line 39, strike out "492,500", and insert "470,400".

(Item 133)

Amendment No. 157

On page 26, line 6, strike out "21,712,772", and insert "22,182,542".

Amendment No. 158

On page 26, line 22, strike out "15,611,664", and insert "15,925,164".

Amendment No. 159

On page 26, line 24, strike out "6,251,828", and insert "6,408,098".

Amendment No. 160

On page 26, line 26, strike out "21,863,492", and insert "22,333,262".

Amendment No. 161

On page 26, line 29, strike out "21,712,772", and insert "22,182,542".

(Item 135)

Amendment No. 162

On page 26, line 48, strike out "8,166,348", and insert "7,636,631".

Amendment No. 163

On page 27, line 3, strike out "6,644,728", and insert "6,228,609".

Amendment No. 164

On page 27, line 5, strike out "1,598,046", and insert "1,484,448".

Amendment No. 165

On page 27, line 7, strike out "8,242,774", and insert "7,713,057".

Amendment No. 166

On page 27, line 10, strike out "8,166,348" and insert "7,636,631".

(Item 141)

Amendment No. 167

On page 28, line 10, strike out "2,990,814", and insert "2,875,911".

Amendment No. 168

On page 28, line 12, strike out "2,358,882", and insert "2,296,254".

Amendment No. 169

On page 28, line 14, strike out "631,932", and insert "579,657".

Amendment No. 170

On page 28, line 16, strike out "2,990,814", and insert "2,875,911".

(Item 149)

Amendment No. 171

On page 29, line 34, strike out "7,592,746", and insert "6,899,302".

Amendment No. 172

On page 29, line 36, strike out "5,829,121", and insert "5,449,311".

Amendment No. 173

On page 29, line 38, strike out "1,848,803", and insert "1,535,169".

Amendment No. 174

On page 29, line 40, strike out "7,677,924", and insert "6,984,480".

Amendment No. 175

On page 29, line 43, strike out "7,592,746", and insert "6,899,302".

(Item 150)

Amendment No. 176

On page 29, line 45, strike out "2,564,989", and insert "2,350,577".

Amendment No. 177

On page 29, line 47, strike out "2,011,882", and insert "1,879,458".

Amendment No. 178

On page 29, line 49, strike out "587,081", and insert "505,093".

Amendment No. 179

On page 29, line 51, strike out "2,598,963", and insert "2,384,551".

Amendment No. 180

On page 30, line 4, strike out "2,564,989", and insert "2,350,577".

(Item 151)**Amendment No. 181**

On page 30, line 6, strike out "10,873,192", and insert "9,802,589".

Amendment No. 182

On page 30, line 8, strike out "8,259,485", and insert "7,699,117".

Amendment No. 183

On page 30, line 10, strike out "2,804,468", and insert "2,294,233".

Amendment No. 184

On page 30, line 12, strike out "11,063,953", and insert "9,993,350".

Amendment No. 185

On page 30, line 15, strike out "10,873,192", and insert "9,802,589".

(Item 152)**Amendment No. 186**

On page 30, line 17, strike out "5,019,948", and insert "4,620,037".

Amendment No. 187

On page 30, line 19, strike out "3,581,019", and insert "3,408,323".

Amendment No. 188

On page 30, line 21, strike out "1,508,261", and insert "1,281,046".

Amendment No. 189

On page 30, line 23, strike out "5,089,280", and insert "4,689,369".

Amendment No. 190

On page 30, line 26, strike out "5,019,948", and insert "4,620,037".

(Item 153)**Amendment No. 191**

On page 30, line 28, strike out "4,570,656", and insert "4,102,218".

Amendment No. 192

On page 30, line 30, strike out "3,395,241", and insert "3,134,861".

Amendment No. 193

On page 30, line 32, strike out "1,248,305", and insert "1,040,247".

Amendment No. 194

On page 30, line 34, strike out "4,643,546", and insert "4,175,108".

Amendment No. 195

On page 30, line 37, strike out "4,570,656", and insert "4,102,218".

(Item 154)**Amendment No. 196**

On page 30, line 39, strike out "5,538,005", and insert "5,097,754".

Amendment No. 197

On page 30, line 41, strike out "4,409,625", and insert "4,172,105".

Amendment No. 198

On page 30, line 43, strike out "1,206,226", and insert "1,003,495".

Amendment No. 199

On page 30, line 45, strike out "5,615,851", and insert "5,175,600".

Amendment No. 200

On page 30, line 48, strike out "5,538,005", and insert "5,097,754".

(Item 155)

Amendment No. 201

On page 31, line 3, strike out "5,762,322", and insert "5,295,428".

Amendment No. 202

On page 31, line 5, strike out "4,177,720", and insert "3,968,328".

Amendment No. 203

On page 31, line 7, strike out "1,645,987", and insert "1,388,485".

Amendment No. 204

On page 31, line 9, strike out "5,823,707", and insert "5,356,813".

Amendment No. 205

On page 31, line 12, strike out "5,762,322", and insert "5,295,428".

(Item 156)

Amendment No. 206

On page 31, line 14, strike out "9,492,990", and insert "8,612,550".

Amendment No. 207

On page 31, line 16, strike out "7,220,252", and insert "6,746,892".

Amendment No. 208

On page 31, line 18, strike out "2,383,803", and insert "1,976,723".

Amendment No. 209

On page 31, line 20, strike out "9,604,055", and insert "8,723,615".

Amendment No. 210

On page 31, line 23, strike out "9,492,990", and insert "8,612,550".

(Item 157)

Amendment No. 211

On page 31, line 25, strike out "7,761,794", and insert "7,136,006".

Amendment No. 212

On page 31, line 27, strike out "6,018,493", and insert "5,709,393".

Amendment No. 213

On page 31, line 29, strike out "1,818,487", and insert "1,501,799".

Amendment No. 214

On page 31, line 31, strike out "7,836,980", and insert "7,211,192".

Amendment No. 215

On page 31, line 34, strike out "7,761,794", and insert "7,136,006".

(Item 158)

Amendment No. 216

On page 31, line 36, strike out "8,369,991", and insert "7,679,530".

Amendment No. 217

On page 31, line 38, strike out "6,510,616", and insert "6,164,760".

Amendment No. 218

On page 31, line 40, strike out "1,976,291", and insert "1,631,686".

Amendment No. 219

On page 31, line 42, strike out "8,486,907", and insert "7,796,446".

Amendment No. 220

On page 31, line 45, strike out "8,369,991", and insert "7,679,530".

(Item 159)

Amendment No. 221

On page 31, line 47, strike out "706,772", and insert "697,572".

Amendment No. 222

On page 32, line 5, strike out "109,200", and insert "100,000".

Amendment No. 223

On page 32, line 7, strike out "706,772", and insert "697,572".

(Item 160)**Amendment No. 224**

On page 32, line 9, strike out "6,552,457", and insert "6,113,471".

Amendment No. 225

On page 32, line 11, strike out "5,016,351", and insert "4,832,813".

Amendment No. 226

On page 32, line 13, strike out "1,613,997", and insert "1,358,549".

Amendment No. 227

On page 32, line 15, strike out "6,630,348", and insert "6,191,362".

Amendment No. 228

On page 32, line 18, strike out "6,552,457", and insert "6,113,471".

(Item 161)**Amendment No. 229**

On page 32, line 20, strike out "4,974,626", and insert "4,594,521".

Amendment No. 230

On page 32, line 22, strike out "3,802,860", and insert "3,620,864".

Amendment No. 231

On page 32, line 24, strike out "1,214,166", and insert "1,016,057".

Amendment No. 232

On page 32, line 26, strike out "5,017,026", and insert "4,636,921".

Amendment No. 233

On page 32, line 29, strike out "4,974,626", and insert "4,594,521".

(Item 162)**Amendment No. 234**

On page 32, line 31, strike out "7,013,245", and insert "6,580,802".

Amendment No. 235

On page 32, line 33, strike out "5,500,269", and insert "5,320,439".

Amendment No. 236

On page 32, line 35, strike out "1,583,664", and insert "1,331,051".

Amendment No. 237

On page 32, line 37, strike out "7,083,933", and insert "6,651,490".

Amendment No. 238

On page 32, line 40, strike out "7,013,245", and insert "6,580,802".

(Item 166)**Amendment No. 239**

On page 33, line 38, strike out "19,132,448", and insert "19,193,453".

Amendment No. 240

On page 33, line 40, strike out "17,600,722", and insert "17,641,642".

Amendment No. 241

On page 33, line 42, strike out "5,016,869", and insert "5,036,954".

Amendment No. 242

On page 33, line 44, strike out "22,617,591", and insert "22,678,596".

Amendment No. 243

On page 34, line 11, strike out "19,132,448", and insert "19,193,453".

(Item 171)

Amendment No. 244

On page 35, line 3, strike out "4,680,688", and insert "4,718,557".

Amendment No. 245

On page 35, line 5, strike out "3,452,675", and insert "3,414,806".

(Item 179)

Amendment No. 246

On page 36, line 22, strike out "1,872,552", and insert "1,860,052".

Amendment No. 247

On page 36, line 24, strike out "5,454,554", and insert "5,442,054".

Amendment No. 248

On page 36, line 29, strike out "3,208,632", and insert "3,200,298".

Amendment No. 249

On page 36, line 31, strike out "1,604,315", and insert "1,600,149".

(Item 180)

Amendment No. 250

On page 36, line 52, strike out "3,208,632", and insert "3,200,298".

(Item 182)

Amendment No. 251

On page 37, line 11, strike out "1,604,315", and insert "1,600,149".

(Item 198)

Amendment No. 252

On page 39, line 48, strike out "398,166", and insert "150,193".

Amendment No. 253

On page 40, line 3, strike out "203,481", and insert "97,753".

Amendment No. 254

On page 40, line 5, strike out "197,546", and insert "55,301".

Amendment No. 255

On page 40, line 7, strike out "401,027", and insert "153,054".

Amendment No. 256

On page 40, line 10, strike out "398,166", and insert "150,193".

(Item 200)

Amendment No. 257

On page 40, line 22, strike out "5,282,083", and insert "5,204,507".

Amendment No. 258

On page 40, line 24, strike out "5,539,655", and insert "5,503,979".

Amendment No. 259

On page 40, line 26, strike out "2,139,914", and insert "2,098,014".

Amendment No. 260

On page 40, line 28, strike out "7,679,569", and insert "7,601,993".

Amendment No. 261

On page 40, line 36, strike out "5,282,083", and insert "5,204,507".

(Item 209)

Amendment No. 262

On page 42, line 10, strike out "91,695", and insert "90,929".

Amendment No. 263

On page 42, line 12, strike out "69,938", and insert "68,690".

Amendment No. 264

On page 42, line 14, strike out "21,757", and insert "22,239".

Amendment No. 265

On page 42, line 16, strike out "91,695", and insert "90,929".

(Item 215)**Amendment No. 266**

On page 43, line 29, strike out "1,333,600", and insert "1,302,587".

Amendment No. 267

On page 43, line 31, strike out "953,870", and insert "933,020".

Amendment No. 268

On page 43, line 33, strike out "379,730", and insert "369,567".

Amendment No. 269

On page 43, line 35, strike out "1,333,600", and insert "1,302,587".

(Item 224)**Amendment No. 270**

On page 45, line 20, strike out "139,856", and insert "139,094".

Amendment No. 271

On page 45, line 24, strike out "55,885", and insert "55,123".

Amendment No. 272

On page 45, line 26, strike out "139,856", and insert "139,094".

(Item 227)**Amendment No. 273**

On page 45, line 50, strike out "293,983", and insert "285,767".

Amendment No. 274

On page 46, line 3, strike out "184,852", and insert "181,636".

Amendment No. 275

On page 46, line 5, strike out "109,131", and insert "104,131".

Amendment No. 276

On page 46, line 7, strike out "293,983", and insert "285,767".

(Item 229)**Amendment No. 277**

On page 46, line 21, strike out "243,214", and insert "239,403".

Amendment No. 278

On page 46, line 25, strike out "100,447", and insert "96,636".

Amendment No. 279

On page 46, line 27, strike out "243,214", and insert "239,403".

(Item 231)**Amendment No. 280**

On page 46, line 40, strike out "201,862", and insert "197,139".

Amendment No. 281

On page 46, line 44, strike out "82,694", and insert "77,971".

Amendment No. 282

On page 46, line 46, strike out "201,862", and insert "197,139".

(Item 236)**Amendment No. 283**

On page 47, line 36, strike out "269,890", and insert "266,263".

Amendment No. 284

On page 47, line 38, strike out "134,578", and insert "131,362".

Amendment No. 285

On page 47, line 40, strike out "135,312", and insert "134,901".

Amendment No. 286

On page 47, line 42, strike out "269,890", and insert "266,263".

(Item 242)

Amendment No. 287

On page 48, line 52, strike out "36,738", and insert "32,927".

Amendment No. 288

On page 49, line 5, strike out "17,832", and insert "14,021".

Amendment No. 289

On page 49, line 7, strike out "36,738", and insert "32,927".

(Item 253)

Amendment No. 290

On page 51, line 26, strike out "32,740", and insert "24,148".

Amendment No. 291

On page 51, line 28, strike out "19,716", and insert "13,944".

Amendment No. 292

On page 51, line 30, strike out "13,024", and insert "10,204".

Amendment No. 293

On page 51, line 32, strike out "32,740", and insert "24,148".

(Item 260)

Amendment No. 294

On page 52, line 35, strike out "2,573,606", and insert "2,566,758".

Amendment No. 295

On page 52, line 40, strike out "2,941,157", and insert "2,934,725".

Amendment No. 296

On page 52, line 42, strike out "1,098,349", and insert "1,097,933".

Amendment No. 297

On page 52, line 44, strike out "4,039,506", and insert "4,032,658".

Amendment No. 298

On page 52, line 51, strike out "2,573,606", and insert "2,566,758".

(Item 262)

Amendment No. 299

On page 53, line 13, strike out "3,720,597", and insert "3,842,597".

Amendment No. 300

On page 53, line 27, strike out "419,955", and insert "297,955".

Amendment No. 301

On page 53, line 29, strike out "3,720,597", and insert "3,842,597".

(Item 263)

Amendment No. 302

On page 53, line 36, strike out "2,582,418", and insert "2,682,418".

Amendment No. 303

On page 54, after line 6, insert
" (k) Shasta Valley study -----100,000".

Amendment No. 304

On page 54, line 8, strike out "2,582,418", and insert "2,682,418".

(Item 269)

Amendment No. 305

On page 55, line 28, strike out "45,485", and insert "55,485".

(Item 277)

Amendment No. 306

On page 57, line 15, strike out "136,734", and insert "182,254".

Amendment No. 307

On page 57, line 17, strike out "99,802", and insert "143,111".

Amendment No. 308

On page 57, line 31, strike out "1,215", and insert "1,031".

Amendment No. 309

On page 57, line 32, strike out "9,847", and insert "9,872".

Amendment No. 310

On page 57, line 34, strike out "5,586", and insert "5,565".

Amendment No. 311

On page 57, line 35, strike out "6,112", and insert "8,735".

Amendment No. 312

On page 57, line 37, strike out "18", and insert "53".

Amendment No. 313

On page 57, line 46, strike out "947", and insert "680".

Amendment No. 314

On page 57, line 50, strike out "136,734", and insert "182,254".

(Item 281.1)

Amendment No. 314a

On page 58, strike out all of lines 38 to 41, inclusive.

(Item 281.5)

Amendment No. 315

On page 58, after line 41, insert
"281.5—To the General Fund in augmentation thereof, all the money in the Polytechnic College Reserve in the State College Fund, provided for by Item 315.5 of the Budget Act of 1953."

(Item 283.1)

Amendment No. 316

On page 60, line 44, strike out "300,000", and insert "500,000".

Amendment No. 317

On page 60, after line 44, insert "provided, that of this amount, two hundred thousand dollars (\$200,000) is available only for allocation to augment Item 41, Budget Act of 1956, for expenses of payment of indemnities for animals destroyed to eradicate sheep scrapie."

(Item 312)

Amendment No. 318

On page 66, line 6, strike out "1,099,500", and insert "196,400".

Amendment No. 319

On page 66, strike out all of lines 10 through 13.

Amendment No. 320

On page 66, line 15, strike out "1,099,500", and insert "196,400".

(Item 314)

Amendment No. 321

On page 66, line 26, strike out "898,210", and insert "439,510".

Amendment No. 322

On page 66, strike out all of lines 36 through 39.

Amendment No. 323

On page 66, line 41, strike out "898,210", and insert "439,510".

(Item 322.5)

Amendment No. 324

On page 68, line 5, strike out "90,949", and insert "290,949".

(Item 327)

Amendment No. 325

On page 68, line 38, strike out "3,387,700", and insert "3,427,700".

Amendment No. 326

On page 68, after line 48, insert

"(e) Replace lighting standards in stadium----- 40,000".

Amendment No. 327

On page 68, line 50, strike out "3,387,700", and insert "3,427,700".

(Item 327.5)

Amendment No. 328

On page 69, strike out lines 2 through 11.

(Item 339)

Amendment No. 329

On page 72, line 25, strike out "6,350,800", and insert "6,154,100".

Amendment No. 330

On page 72, line 34, strike out "Remodel", and insert "Working drawings for remodeling".

Amendment No. 331

On page 72, line 35, strike out "193,200", and insert "15,000".

Amendment No. 332

On page 72, strike out all of line 36.

Amendment No. 333

On page 72, line 37, strike out "(h)", and insert "(g)".

Amendment No. 334

On page 72, line 41, strike out "6,350,800", and insert "6,154,100".

(Item 342)

Amendment No. 335

On page 73, line 6, strike out "9,224,910", and insert "11,557,210".

Amendment No. 336

On page 73, after line 7, insert

"(a) Construct reservoir and water distribution
system for San Luis Obispo Campus (partial
cost) ----- 2,332,300."

Amendment No. 337

On page 73, line 8, strike out "(a)", and insert "(b)".

Amendment No. 338

On page 73, line 10, strike out "(b)", and insert "(c)".

Amendment No. 339

On page 73, line 13, strike out "(c)", and insert "(d)".

Amendment No. 340

On page 73, line 19, strike out "(d)", and insert "(e)".

Amendment No. 341

On page 73, line 22, strike out "(e)", and insert "(f)".

Amendment No. 342

On page 73, line 25, strike out "(f)", and insert "(g)".

Amendment No. 343

On page 73, line 28, strike out "(g)", and insert "(h)".

Amendment No. 344

On page 73, line 31, strike out "(h)", and insert "(i)".

Amendment No. 345

On page 73, line 33, strike out "(i)", and insert "(j)".

Amendment No. 346

On page 73, line 35, strike out "(j)", and insert "(k)".

Amendment No. 347

On page 73, line 38, strike out "(k)", and insert "(l)".

Amendment No. 348

On page 73, line 40, strike out "(l)", and insert "(m)".

Amendment No. 349

On page 73, line 43, strike out "(m)", and insert "(n)".

Amendment No. 350

On page 73, line 45, strike out "(n)", and insert "(o)".

Amendment No. 351

On page 73, line 48, strike out "9,224,910", and insert "11,557,210".

(Item 342.5)**Amendment No. 352**

On page 73, strike out lines 49 through 52.

Amendment No. 353

On page 74, strike out lines 2 through 8.

(Item 397)**Amendment No. 354**

On page 86, after line 52, insert

"397—For expenditure for major armory construction, improvements, and equipment, Military Department and California National Guard, payable from the Capital Outlay and Savings Fund and in addition thereto any grants made available by the Federal Government; provided, no expenditure shall be made from this appropriation until receipt of assurances satisfactory to the Department of Finance that the Federal Government will reimburse the State for the federal share of the cost of construction, to be expended in accordance with the following schedule:

639,795

Oakland	148,254
Sacramento (alterations)	58,602
Santa Monica	206,570
Stockton	144,630
Turlock	81,739

Total of schedule 639,795

Provided further, that, the unexpended balances as of June 30, 1957, in the appropriations made by Item 394.1 and Section 6.2 of the Budget Act of 1956 are reappropriated and shall be available for expenditure until June 30, 1960, for major construction, improvements, and equipment, Military Department and California National Guard, payable from the Capital Outlay and Savings Fund and in addition thereto any grants made available by the Federal Government; provided, no expenditure shall be made from this appropriation until receipt of assurances satisfactory to the Department of Finance that the Federal Government will reimburse the State for the federal share of the cost of construction, to be expended for any of the armories located in the following areas, subject to prior approval by the State Public Works Board: Anaheim, Baldwin Park, Banning, Barstow, Benicia, Carmichael, Culver City (addition), El Cerrito, Escondido, Eureka, Fairfield, Fontana, Fremont, Gilroy, Hollister, Indio, Marysville, Menlo Park, Monterey Park, Oakland (San Leandro), Oakland, Petaluma, Placerville, Porterville, Redding, Riverside, Sacramento, San Fernando, San Lorenzo (addition), San Rafael, Santa Ana, Santa Monica, Stockton, Sunnyvale (addition), Taft, Turlock, Van Nuys, Ventura, Victorville, Watsonville.

The location designation in the above schedule shall be liberally construed so as to include any location within 10 miles of a city or town named therein and, upon recommendation of the Adjutant General and approval of the Public Works Board, two (2) or more smaller armories in the same area may be substituted for a larger armory."

(Item 402.1)

Amendment No. 355

On page 87, strike out lines 47 to 51.

Amendment No. 356

On page 88, strike out lines 2 and 3.

(Item 403.1)

Amendment No. 357

On page 88, strike out lines 31 to 36, inclusive.

(Item 403.2)

Amendment No. 358

On page 88, strike out lines 37 to 43, and insert

"403.2—For acquisition, construction and improvement of a state park in the San Bernardino Mountains in San Bernardino County, Division of Beaches and Parks, Department of Natural Resources, payable from the State Park Fund, in augmentation of Item 400 of the Budget Act of 1956 and available for expenditure as therein provided-----

250,000".

(Item 404.1)

Amendment No. 359

On page 89, strike out lines 12 to 17.

(Item 404.2)

Amendment No. 360

On page 89, strike out lines 18 to 29.

(Item 404.3)

Amendment No. 361

On page 89, strike out lines 30 to 33.

(Item 404.4)

Amendment No. 362

On page 89, line 34, strike out "sites", and insert "site".

Amendment No. 363

On page 89, line 39, strike out "1,100,000", and insert "100,000".

Amendment No. 364

On page 89, line 39, after "Fund", insert "in augmentation of Item 400.1 of the Budget Act of 1956 and available for expenditure as therein provided".

Amendment No. 365

On page 89, strike out lines 45 to 48.

Amendment No. 366

On page 89, line 50, strike out "1,100,000", and insert "100,000".

(Item 404.5)

Amendment No. 367

On page 90, strike out lines 2 to 22.

(Items 404.6, 404.7)

Amendment No. 368

On page 90, after line 22, insert

"404.6—For acquisition and development of a State park at Stony Gorge Reservoir and its vicinity, Division of Beaches and Parks, Department of Natural Resources, payable from the State Park Fund, in augmentation of Item 400 of the Budget Act of 1956 and available for expenditure as therein provided--

50,000

404.7—For improvement and development of De Martin Beach and Wilson Creek, Del Norte Coast Redwood State Park, Division of Beaches and Parks, Department of Natural Resources, payable from the State Park Fund in augmentation of Item 400 of the Budget Act of 1956 and available for expenditure as therein provided ----- 50,000".

(Item 412.5)

Amendment No. 369

On page 92, strike out lines 1 through 19, inclusive.

(Item 414)

Amendment No. 370

On page 92, line 45, strike out "90,985", and insert "86,485".

(Item 418.5)

Amendment No. 371

On page 93, after line 23, insert
 "418.5—For completion of the acquisition of land, easements, and rights of way, relocation of utilities, and preparation of plans and specifications for the construction of Antelope Valley Reservoir, Abbey Bridge Reservoir, Dixie Refuge Reservoir, Frenchman Reservoir, and Grizzly Valley Reservoir, Department of Water Resources, payable from the Investment Fund ----- 1,300,000
 Provided, that this appropriation shall remain available for expenditure until June 30, 1960."

(Item 422)

Amendment No. 372

On page 94, line 42, strike out "105,609,505", and insert "107,624,809".

(Item 426)

Amendment No. 373

On page 95, after line 23, insert "None of the moneys appropriated by this item may be expended for publishing, purchasing, or shipping any textbook, which has been conditionally approved or adopted by the State Board of Education subject to the condition that revisions will be made in such textbook by the publisher, unless and until such revisions have been made to the complete satisfaction of said board."

(Item 432)

Amendment No. 374

On page 97, strike out lines 22 to 27, inclusive.

(Item 447)

Amendment No. 375

On page 101, line 39, strike out "1,589,240", and insert "1,729,240".

Amendment No. 376

On page 101, after line 41, insert
 (b) Equip residence halls ----- 140,000".

Amendment No. 377

On page 101, line 43, strike out "1,589,240", and insert "1,729,240".

(Item 447.1)

Amendment No. 378

On page 101, strike out lines 44 through 51, inclusive.

Amendment No. 379

On page 102, strike out lines 2 through 11, inclusive.

(Item 448)

Amendment No. 380

On page 102, line 15, strike out "1,494,250", and insert "1,634,250".

Amendment No. 381

On page 102, after line 17, insert
 "(b) Equip residence halls ----- 140,000".

Amendment No. 382

On page 102, line 19, strike out "1,494,250", and insert "1,634,250".

(Item 448.1)

Amendment No. 383

On page 102, line 23, strike out "1,000,000", and insert "860,000".

Amendment No. 384

On page 102, line 26, strike out "210,000", and insert "70,000".

Amendment No. 385

On page 102, line 28, strike out "1,000,000", and insert "860,000".

(Item 449)

Amendment No. 386

On page 102, line 43, strike out "790,500", and insert "860,500".

Amendment No. 387

On page 102, after line 45, insert

"(b) Equip residence halls ----- 70,000".

Amendment No. 388

On page 102, line 47, strike out "790,500", and insert "860,500".

(Item 449.1)

Amendment No. 389

On page 102, line 52, strike out "930,000", and insert "860,000".

Amendment No. 390

On page 103, line 4, strike out "140,000", and insert "70,000".

Amendment No. 391

On page 103, line 6, strike out "930,000", and insert "860,000".

(Item 450)

Amendment No. 392

On page 103, line 20, strike out "749,160", and insert "819,160".

Amendment No. 393

On page 103, after line 22, insert

"(b) Equip residence halls ----- 70,000".

Amendment No. 394

On page 103, line 24, strike out "749,160", and insert "819,160".

(Item 450.1)

Amendment No. 395

On page 103, line 28, strike out "930,000", and insert "860,000".

Amendment No. 396

On page 103, line 31, strike out "140,000", and insert "70,000".

Amendment No. 397

On page 103, line 33, strike out "930,000", and insert "860,000".

(Item 452)

Amendment No. 398

On page 105, line 5, strike out "1,496,300", and insert "1,636,300".

Amendment No. 399

On page 105, after line 7, insert

"(b) Equip residence halls ----- 140,000".

Amendment No. 400

On page 105, line 9, strike out "1,496,300", and insert "1,636,300".

(Item 452.1)

Amendment No. 401

On page 105, line 14, strike out "1,000,000", and insert "860,000".

Amendment No. 402

On page 105, line 17, strike out "210,000", and insert "70,000".

Amendment No. 403

On page 105, line 19, strike out "1,000,000", and insert "860,000".

(Item 454)**Amendment No. 404**

On page 106, line 12, strike out "2,300,350", and insert "2,510,350".

Amendment No. 405

On page 106, after line 14, insert
 "(b) Equip residence halls ----- 210,000".

Amendment No. 406

On page 106, line 16, strike out "2,300,350", and insert "2,510,350".

(Item 454.1)**Amendment No. 407**

On page 106, line 20, strike out "1,930,000", and insert "1,720,000".

Amendment No. 408

On page 106, line 23, strike out "350,000", and insert "140,000".

Amendment No. 409

On page 106, line 25, strike out "1,930,000", and insert "1,720,000".

(Item 455)**Amendment No. 410**

On page 106, line 40, strike out "2,261,600", and insert "2,471,600".

Amendment No. 411

On page 106, after line 42, insert
 "(b) Equip residence halls ----- 210,000".

Amendment No. 412

On page 106, line 44, strike out "2,261,600", and insert "2,471,600".

(Item 455.1)**Amendment No. 413**

On page 106, line 49, strike out "1,070,000", and insert "860,000".

Amendment No. 414

On page 107, line 4, strike out "280,000", and insert "70,000".

Amendment No. 415

On page 107, line 6, strike out "1,070,000", and insert "860,000".

(Item 456)**Amendment No. 416**

On page 107, line 21, strike out "5,456,700", and insert "5,946,700".

Amendment No. 417

On page 107, after line 24, insert
 "(b) Equip residence halls ----- 280,000".

Amendment No. 418

On page 107, line 25, strike out "(b)", and insert "(c)".

Amendment No. 419

On page 107, after line 26, insert
 "(d) Equip residence halls ----- 210,000".

Amendment No. 420

On page 107, line 28, strike out "5,456,700", and insert "5,946,700".

(Item 456.1)**Amendment No. 421**

On page 107, line 33, strike out "3,070,000", and insert "2,580,000".

Amendment No. 422

On page 107, line 38, strike out "420,000", and insert "140,000".

Amendment No. 423

On page 107, line 42, strike out "280,000", and insert "70,000".

Amendment No. 424

On page 107, line 44, strike out "3,070,000", and insert "2,580,000".

(Sec. 6.6)**Amendment No. 425**

On page 114, after line 7, insert

"SEC. 6.6. The unexpended balance available for transfer from the San Francisco Harbor Improvement Fund to the Special Deposit Fund as provided by Chapter 1715, Statutes of 1951, as amended, is hereby reappropriated and shall remain available for the purposes set forth in said chapter, until June 30, 1959."

(Sec. 6.11)**Amendment No. 426**

On page 114, after line 32, insert

SEC. 6.11. The unexpended balance of the appropriation made by Item 184.1 of the Budget Act of 1956, is reappropriated for acquisition of real property or any interest in connection therewith, and for acquisition of personal property for a state park at Millerton Lake, any amount not expended for such acquisition shall be available for additional support of Division of Beaches and Parks, Department of Natural Resources, to be transferred by the State Controller to the State Park Maintenance Fund for credit to Item 179 of this act."

(Sec. 9)**Amendment No. 427**

On page 115, line 25, after the second "officers," insert "and as used by the Highway Patrol,".

Amendment No. 428

On page 115, line 26, strike out ", unless excepted by"; and strike out all of lines 27, 28, and 29, and insert "; provided, that the Director of Finance may approve the purchase of vehicles in the medium or medium-heavy class, as defined by the Board of Control, for use of department directors and heads of other units whose requirements in the opinion of the director justify such class of motor vehicle."

Amendment No. 429

On page 114, strike out all of lines 22 to 32, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 2044

Senator Kraft moved that Assembly Bill No. 2044 be withdrawn from Committee on Business and Professions and re-referred to Committee on Governmental Efficiency.

Motion carried.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Gibson:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, May 15, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 30750 of the Streets and Highways Code, relating to bridges across Carquinez Straits and approaches thereto, declaring the urgency thereof and providing that this act shall take effect immediately.

Respectfully submitted.

SENATOR GIBSON

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 15, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to the Committee on Transportation.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—31.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bill was introduced, and read the first time:

Senate Bill No. 2674: By Senator Gibson—An act to amend Section 30750 of the Streets and Highways Code, relating to bridges across Carquinez Straits and approaches thereto, declaring the urgency thereof and providing that this act shall take effect immediately.

Referred to Committee on Transportation.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Gibson:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 942.5 to the Streets and Highways Code, relating to county highways.

Respectfully submitted.

SENATOR GIBSON

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 16, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Local Government.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—31.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 2675: By Senator Gibson—An act to add Section 942.5 to the Streets and Highways Code, relating to county highways.

Referred to Committee on Local Government.

Senate Constitutional Amendment No. 45: By Senator Brown—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 17 to Article XIII thereof, relating to the taxation of city-owned water rights.

Referred to Committee on Revenue and Taxation.

**CONSIDERATION OF DAILY FILE
MOTIONS TO RECONSIDER**

Assembly Bill No. 282—An act to amend Section 4533, and repeal Section 4534 of the Elections Code, relating to campaign statements.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 282

Pursuant to his motion previously made, Senator Dilworth moved that the Senate, at this time, reconsider the vote whereby Assembly Bill No. 282 was refused passage.

The roll was called, and Assembly Bill No. 282 reconsidered by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—31.

NOES—None.

Assembly Bill No. 282 ordered to the third reading file.

SECOND READING OF SENATE BILLS

Senate Bill No. 1169—An act to add Article 7, comprising Sections 3571 through 3584, to Chapter 11 of Division 2 of, and to add Section 7778.1 to, the Education Code, relating to the formation of high school districts from territory in existing high school districts, and the liability of the affected districts for outstanding obligations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate May 13, 1957, strike out "10", and insert "8".

Amendment No. 2

On page 2, line 14, after the period, insert "The county superintendent of schools shall reject the petition and take no further action under such petition if at the time the petition is presented to him the assessed valuation of the territory to be included in the proposed high school district is less than seventeen million dollars (\$17,000,000) as shown by the last equalized assessment roll."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1878—An act to add Sections 7805, 7806, 7807, 7808, and 7809 to the Education Code, relating to state school building aid.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 19, of the printed bill, insert "three hundred fifty dollars (\$350)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1609—An act to amend Section 5505 of the Elections Code, relating to display of the Flag at election polling places.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 477—An act to amend Section 2160 of, and to repeal Section 2160.4 of, the Welfare and Institutions Code, relating to old age security.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in the Senate May 7, 1957, strike out the semi-colon, and insert ", and has not committed any overt act against the Government of the United States;".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 995—An act to amend Sections 2020 and 2025 of, the Welfare and Institutions Code, relating to old age assistance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 2, line 27, of the printed bill, as amended on April 30, 1957, after "paid on", strike out "May 1, 1955", and insert "November 1, 1956".

Amendment No. 2

On page 2, line 41, after "after", strike out "May 1, 1955", and insert November 1, 1956".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1299—An act to add Section 6720.1 to, and to amend Section 6721 of, the Welfare and Institutions Code, relating to the escape and apprehension of escaped mental patients.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "to add Section 6720.1 to, and".

Amendment No. 2

On page 1, strike out lines 1 to 12, inclusive.

Amendment No. 3

On page 1, line 13, strike out "SEC. 2", and insert "SECTION 1".

Amendment No. 4

On page 1, line 18, after "of", insert ", or who attempts to or does conceal,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1890—An act to add Section 2020.1 to the Welfare and Institutions Code, relating to old age assistance.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, of the printed bill as amended in Senate April 11, 1957, strike out lines 20 to 23, inclusive.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2336—An act to amend Sections 2016 and 2160.4 of the Welfare and Institutions Code, relating to aid to the aged.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 12, 1957, strike out "Sections", and insert "Section".

Amendment No. 2

In line 1 of the title, strike out "and 2160.4".

Amendment No. 3

On page 1, line 3, after the comma, insert "and within 10 days after any change in his grant,".

Amendment No. 4

On page 1, strike out lines 14 to 27, inclusive; and on page 2, strike out lines 1 to 5, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1871—An act to add Section 70045.8 to the Government Code, relating to court reporters.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1279—An act to amend Section 682.1 of the Code of Civil Procedure, relating to the writ of execution.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate April 23, 1957, after line 42, insert

"SEC. 2. Section 1 of this act shall become operative only if Senate Bill No. 1283 and Senate Bill No. 1296 are enacted by the Legislature at its 1957 Regular Session and in such case at the same time as Senate Bill No. 1283 and Senate Bill No. 1296 take effect."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1296—An act to add Section 682.2 to the Code of Civil Procedure, relating to writ of execution proceedings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate May 10, 1957, after "any", insert "costs and".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 782—An act to amend Section 1170 of the Harbors and Navigation Code, relating to pilotage rates.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out line 7; and in line 8, strike out "fifty cents (\$6.50)", and insert "six dollars (\$6)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 862—An act to amend Section 23817 of the Business and Professions Code, relating to the ratio of off-sale general licenses to population under the Alcoholic Beverage Control Act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "1,500", and insert "2,000".

Amendment No. 2

On page 1, line 11, strike out "1,500", and insert "2,000".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1719—An act to amend Section 24878 of, and to add Section 25503.1 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate May 8, 1957, in line 27, strike out the comma following "provided", and insert "that the advertising and promotional material shall have no intrinsic value other than as advertising and".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1044—An act to amend Section 9900 of the Government Code, relating to regulation of legislative representation.

Bill read second time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "California".

Amendment No. 2

On page 1, line 1, strike out "California".

Amendment No. 3

On page 2, line 4, strike out the second "of", and insert "by".

Amendment No. 4

On page 2, line 10, after "state", insert a comma.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1720—An act to add Section 172.6 to the Penal Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1882—An act to amend Sections 28001 and 28003 of the Government Code, relating to the payment of salaries of county officers and employees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2460—An act to amend Section 12574 of the Government Code, relating to employees of the Department of Justice.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 764—An act to amend Section 452 of the Education Code, relating to the superintendent of schools of Amador County.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 414—An act to amend Section 28 of Chapter 1466 of the Statutes of 1949, as amended by Chapter 256 of the Statutes

of 1955, relating to property taxation and the allocation of state funds; declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "1959", and insert "1960".

Amendment No. 2

On page 1, line 13, strike out "1959", and insert "1960".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 325—An act to amend Sections 427, 428, 992, 1201.3, and 1278 of the Fish and Game Code, relating to licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 9, 1957, strike out "amend Sections", and insert "add Section 46.5 to and amend Sections 407,".

Amendment No. 2

In line 2 of the title, after "licenses", insert "and making an appropriation for study of fish and game".

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 46.5 is added to the Fish and Game Code, to read:

46.5. Fifty (50) percent of all revenue attributable to the increase in license fees established by amendment of Sections 427, 428, 992, 1201.3, and 1278 at the 1957 Regular Session of the Legislature shall not be available for expenditure unless and until specifically appropriated by the Legislature. The increased revenue shall be determined monthly by the department and certified to the State Controller.

SEC. 2. Section 407 of said code is amended to read:

407. The commission may issue and deliver licenses, for distribution, to any person except a fish and game commissioner or a person employed in the Division of Fish and Game without receiving full payment therefor, upon application of such person, and upon the giving of a bond as provided in this article, in which event such person shall be allowed as compensation five (5) percent of the amount accounted for, *however, such compensation shall not exceed fifteen cents (\$0.15) per sport fishing or hunting license, fifty cents (\$0.50) per commercial fishing license, or five cents (\$0.05) per tag or permit.* Bonded license agents may retain said compensation from all legal fees received for sales of licenses and shall remit the balance of such fees to the commission within 10 days following the last day of each calendar month.

SEC. 3. Section 427 of said code is".

Amendment No. 4

On page 1, line 7, strike out "five dollars (\$5)", and insert "four dollars (\$4)".

Amendment No. 5

On page 1, in line 19, strike out "effective with"; and strike out lines 20 and 21; and in line 22, strike out "Sec. 2.", and insert "operative on July 1, 1958.
Sec. 4."

Amendment No. 6

On page 1, strike out lines 23 to 25, inclusive, and insert

"428. An all purpose sport fishing license granting the privilege to take all fish for purposes other than profit shall be issued:".

Amendment No. 7

On page 2, between lines 5 and 6, insert

"A general sport fishing license granting the privilege to take all fish other than trout, but including steelhead trout, for purposes other than profit shall be issued to any citizen of the United States, over the age of 16 years, who is a resident of this State, upon the payment of four dollars (\$4)."

An ocean sport fishing license granting the privilege to take fish from the ocean waters of this State for purposes other than profit shall be issued to any citizen of the United States, over the age of 16 years, who is a resident of this State, upon the payment of three dollars (\$3)."

Amendment No. 8

On page 2, line 6, strike out "effective with"; and strike out lines 7 and 8; and in line 9, strike out "SEC. 3.", and insert "operative on January 1, 1958."

SEC. 5."

Amendment No. 9

On page 2, lines 10 and 11, strike out "twenty-five dollars (\$25)", and insert "twenty dollars (\$20)".

Amendment No. 10

On page 2, line 13, strike out "effective with"; and strike out line 14, and in line 15, strike out "SEC. 4.", and insert "operative on April 1, 1958."

SEC. 6."

Amendment No. 11

On page 2, line 21, strike out "SEC. 5.", and insert

"The amendments to this section shall become operative with the issuance of pheasant tags for the 1957 pheasant season."

SEC. 7."

Amendment No. 12

On page 2, line 33, strike out "effective", and insert "operative".

Amendment No. 13

On page 2, after line 34, insert

"SEC. 8. There is hereby appropriated to the Legislative Auditor for a study of the existing and future programs, policies, and planning operations of the Department of Fish and Game and the Fish and Game Commission one hundred thousand dollars (\$100,000), or so much thereof as is necessary, from the Fish and Game Preservation Fund; provided, that expenditures under this appropriation shall not exceed the amount of revenue derived from the increased fees provided for by this act. This study may be conducted by the Legislative Auditor or it may be performed under contract. A preliminary report shall be made to the Legislature not later than the fifth day of the 1958 Regular Session of the Legislature and the final report of this study shall be made to the Legislature not later than the fifteenth day of the 1959 Regular Session of the Legislature. This appropriation shall constitute a specific appropriation of funds as contemplated by Section 46.5 of the Fish and Game Code."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 60—An act to add Article 1.5 (commencing at Section 198) to Chapter 3, Division 2 of the Agricultural Code and to repeal Section 1324 of the Fish and Game Code, relating to nutria.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

Strike out lines 1 and 2 of the title of the printed bill, as amended in Senate May 13, 1957, and insert "An act to add Chapter 2a (commencing at Section 165) to Division 2 of the Agricultural Code and to repeal".

Amendment No. 2

On page 1, strike out lines 1 through 4 and insert

"SECTION 1. Chapter 2a (commencing at Section 165) is added to Division 2 of the Agricultural Code, to read:

CHAPTER 2a. NUTRIA".

Amendment No. 3

On page 1, line 6, strike out "198.", and insert "165."

Amendment No. 4

On page 1, line 12, strike out "198.1.", and insert "165.1."

Amendment No. 5

On page 1, line 15, strike out "198.2.", and insert "165.2."

Amendment No. 6

On page 1, line 22, strike out "198.3.", and insert "165.3."

Amendment No. 7

On page 2, line 7, strike out "198.4.", and insert "165.4."

Amendment No. 8

On page 2, strike out lines 18 and 19 and insert "165.5. Nutria pens shall be open to inspection at all times by the department or the commissioner and any permit may be revoked by the".

Amendment No. 9

On page 2, after line 24, insert "165.6. The director and the commissioner of each county under the direction and supervision of the director, shall enforce the provisions of this chapter."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 31—An act to amend Section 5901 of the Elections Code, relating to absent voter ballots.

Bill read second time, and ordered to third reading.

Assembly Bill No. 610—An act to amend Section 690 of the Elections Code, relating to compensation of members, inspectors, and clerks of precinct board.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2918—An act to add Section 673.5 to the Elections Code, relating to election officers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3546—An act to amend Section 3830 of the Elections Code, relating to ballots.

Bill read second time, and ordered to third reading.

Assembly Bill No. 778—An act to add Section 2672.5 to the Elections Code, relating to filing fees required of candidates for election to a county central committee.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2927—An act to add Section 24058 to the Government Code, relating to duties of county officers to attend meetings and conferences called by civil executive officers of the State.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Assembly April 11, 1957, after the comma, insert "but excepting herefrom any meetings of law enforcement officers called pursuant to Section 480 of the Penal Code,".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1476—An act to add Section 86.7 to the Agricultural Code, relating to the Sixth District Agricultural Association.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "are peace officers", and insert "shall be deputized as necessary".

Amendment No. 2

On page 1, line 6, after "employment", insert ", and the costs of such deputization shall be borne by the Sixth District Agricultural Association".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2678—An act respecting the tidelands and submerged lands granted to the City of Coronado pursuant to Chapter 49, Statutes of 1923, Chapter 293, Statutes of 1931, and Chapter 1563, Statutes of 1947, located in San Diego Bay, and granting additional lands to said city, and reserving certain rights to the State of California.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 3, line 21, of the printed bill, as amended in Assembly April 25, 1957, strike out "; provided that said"; and strike out lines 22 to 25, inclusive, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2780—An act to amend Section 12465 of the Government Code, relating to destruction of records by the Controller.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Government Efficiency.

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "All", and insert "When they are in excess of five years old,".

Amendment No. 2

On page 1, lines 4 and 5, strike out "which have been in the custody of the Controller for a period of five years", and insert ", claims, canceled and paid warrants, pay roll documents, and other records".

Amendment No. 3

On page 1, line 5, after "destroyed", insert "by the Controller, with the concurrence of the Director of Finance".

Amendment No. 4

On page 1, strike out lines 15 to 24, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3045—An act to repeal Sections 5153, 5154, 5154.5, 5155, 7037, 7098, 7101, 7101.3, 7101.4, 7102, 7102.3, 7102.4, 7103, 7103.3, 7103.4, 7109, 7109.41, 7109.42, 7109.43, 7111, 7112, 7113, 7114, 7115, 7116, 7117, 7118, 7119, 7121.1, 7121.2, and 7124 of, and to add Sections 5153, 5154, 7001.1, 7037, 7037.05, 7091.1, 7121.1, 7121.2, 7121.3, 7121.4, and 7121.5 to, and to amend Sections 6703, 6831.1, 7000.1, 7000.4, 7001, 7003, 7004, 7011, 7018.1, 7019, 7032, 7032.1, 7034, 7035.1, 7036, 7037.1, 7037.2, 7038, 7039, 7041, 7044, 7046, 7051, 7067, 7075, 7081, 7091, 7092.1, 7094, 7095, 7097, 7109.21, 7109.22, 7121, 7121.1, 7121.2, 7122, 7125.1, 7143, 13842, of the Education Code, relating to the Public School System, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1.

On page 22, of the printed bill, as amended in Assembly May 2, 1957, strike out lines 26 to 39, inclusive.

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 963—An act to amend Sections 6900 and 6902 of the Government Code, relating to vending stands for the blind.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1068—An act to amend Sections 32271, 32272, 32301, and 32381 of the Revenue and Taxation Code, and to add Section 32556 and Article 2.5 to Chapter 7 of Part 14 of Division 2 of said code, all relating to the alcoholic beverage tax.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1367—An act to amend Section 19538.2 and 19556 of the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1373—An act to amend Sections 18673, 18680, 18742, and 18762 of Division 8, Chapter 2, of the Business and Professions Code, relating to the regulation of boxing contests and sparring and wrestling matches and exhibitions.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1390—An act to amend Sections 20025, 20107, 20165, 20334, 20361, 21028, 21029, 21207, 21251.4, 21258, 21258.1, and 21291.5; to add Sections 20495, 20605.5, 20655.2, 21026.5, 21150, 21151,

and 21455; to amend and renumber Sections 21150 and 21151; and to repeal Sections 20060 and 21103 of the Government Code, relating to the State Employees' Retirement System.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1574—An act to amend Sections 18021, 18950, 19142, 19175, and 19574, and to repeal Section 18953, of the Government Code, relating to employment in the state service.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2599—An act to amend Section 19533.2 of the Government Code, relating to state employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2639—An act to amend Sections 6508 and 6504 of the Government Code and to add Section 6512.1 to said code, relating to joint exercise of power agreements under or pursuant to Article 1, Chapter 5, Division 7, Title 1 of the Government Code.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2640—An act to amend Sections 6546, 6548, 6549, 6550, 6553, 6561, 6572 and 6576 of the Government Code and to add Section 6547.1 to said code, all relating to the incurring of indebtedness and the issuance, sale and payment of revenue bonds by an agency, commission or board created or provided for under Article 1, Chapter 5, Division 7, Title 1 of said Government Code.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3060—An act to add Sections 7026.3 and 7026.5 to the Business and Professions Code, relating to contractors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 14, 1957, strike out "7026.3 and 7026.5", and insert "7026.6 and 7026.7".

Amendment No. 2

On page 1, line 1, strike out "7026.3", and insert "7026.6".

Amendment No. 3

On page 1, line 3, strike out "7026.3.", and insert "7026.6."

Amendment No. 4

On page 1, line 4, after "device", insert "after the effective date of this section".

Amendment No. 5

On page 1, line 6, after "directory", insert "after the effective date of this section".

Amendment No. 6

On page 1, line 11, strike out "7026.5", and insert "7026.7".

Amendment No. 7

On page 1, line 12, strike out "7026.5.", and insert "7026.7."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1505—An act to amend Section 1065 of the Fish and Game Code, and Sections 8151 and 8152 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to sardines, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1899—An act to add Sections 4462, 4463, 4464, 4465, 4466, and 4467 to the Health and Safety Code, relating to publicly owned domestic water supply reservoirs.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2833—An act to amend Sections 734, 736, and 738 of the Fish and Game Code and Sections 8375, 8377, 8379 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to fish.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3607—An act to amend Section 790.1 of the Fish and Game Code, and to amend Section 8281 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to crabs.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2627—An act to add Sections 428.2, 428.3, 428.4, 428.5 and 428.6 to the Fish and Game Code, relating to fishing licenses.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2628—An act to amend Section 1201.3 of the Fish and Game Code, relating to pheasant tags.

Bill read second time, and ordered to third reading.

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 1696—An act to amend Sections 73732, 73733, 73734, 73735, 73736, 73737, 73992, 73993, 73994, 73995, and 73996 of, and to add Sections 73740 and 73999 to, the Government Code, relating to municipal courts in Orange County.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 1696?

(Amendments adopted in Assembly April 11, 1957)

Amendment No. 1

In the title of the printed bill, as amended in Senate March 8, 1957, strike out line 2, and insert "73735, 73736, 73737, 73992, 73993, 73994, 73995, and 73996 of, and to add Sections".

Amendment No. 2

In line 3, of the title, after "73740", insert "and 73999".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 4, after line 40, insert
"SEC. 8. Section 73992 of said code is amended to read:
73992. There shall be one clerk who shall receive a minimum of [four hundred seventeen dollars (\$417)] *five hundred sixteen dollars (\$516)* monthly with annual

increments of [twenty-three dollars (\$23)] *twenty-nine dollars (\$29)*, [twenty-four dollars (\$24)] *thirty dollars (\$30)*, [twenty-five dollars (\$25)] *thirty-three dollars (\$33)*, and [twenty-seven dollars (\$27)] *thirty-three dollars (\$33)*, to a maximum of [five hundred sixteen dollars (\$516)] *six hundred forty-one dollars (\$641)* monthly.

SEC. 9. Section 73993 of said code is amended to read:

73993. The clerk may appoint:

(a) One [assistant] *chief deputy clerk*, who shall receive a minimum salary of [three hundred fifty-five dollars (\$355)] *four hundred forty dollars (\$440)* monthly with annual increments of [twenty dollars (\$20)] *twenty-four dollars (\$24)*, [twenty dollars (\$20)] *twenty-five dollars (\$25)*, [twenty-two dollars (\$22)] *twenty-seven dollars (\$27)*, and [twenty-three dollars (\$23)] *twenty-nine dollars (\$29)* to a maximum of [four hundred forty dollars (\$440)] *five hundred forty-five dollars (\$545)* monthly.

(b) Three deputy clerks, *grade IV (general civil and small claims deputies)*, each of whom shall receive a minimum salary of [three hundred nineteen dollars (\$319)] *three hundred seventy-five dollars (\$375)* monthly with annual increments of [eighteen dollars (\$18)] *twenty dollars (\$20)*, [eighteen dollars (\$18)] *twenty-two dollars (\$22)*, [twenty dollars (\$20)] *twenty-three dollars (\$23)*, and [twenty dollars (\$20)] *twenty-four dollars (\$24)* to a maximum of [three hundred ninety-five dollars (\$395)] *four hundred sixty-four dollars (\$464)* monthly.

(c) [One principal account clerk who] *Four deputy clerks, grade III (courtroom clerk, chief bookkeeper or chief cashier)*, each of whom shall receive a minimum salary of [two hundred eighty-eight dollars (\$288)] *three hundred thirty-seven dollars (\$337)* monthly with annual increments of [fifteen dollars (\$15)] *eighteen dollars (\$18)*, [sixteen dollars (\$16)] *twenty dollars (\$20)*, [eighteen dollars (\$18)] *twenty dollars (\$20)*, and [eighteen dollars (\$18)] *twenty-two dollars (\$22)* to a maximum of [three hundred fifty-five dollars (\$355)] *four hundred seventeen dollars (\$417)* monthly.

(d) [Two senior account] *Five deputy clerks, grade II (stenographer, assistant bookkeeper, assistant cashier)*, each of whom shall receive a minimum salary of [two hundred fifty-nine dollars (\$259)] *two hundred eighty-eight dollars (\$288)* monthly with annual increments of [fourteen dollars (\$14)] *fifteen dollars (\$15)*, [fifteen dollars (\$15)] *sixteen dollars (\$16)*, [fifteen dollars (\$15)] *eighteen dollars (\$18)*, and [sixteen dollars (\$16)] *eighteen dollars (\$18)* to a maximum of [three hundred nineteen dollars (\$319)] *three hundred fifty-five dollars (\$355)* monthly.

(e) [One senior clerk who] *Seven deputy clerks, grade I (general clerical duties)*, each of whom shall receive a minimum salary of [two hundred forty-six dollars (\$246)] *two hundred seventy-three dollars (\$273)* monthly with annual increments of [thirteen dollars (\$13)] *fifteen dollars (\$15)*, [fourteen dollars (\$14)] *fifteen dollars (\$15)*, [fifteen dollars (\$15)] *sixteen dollars (\$16)*, and [fifteen dollars (\$15)] *eighteen dollars (\$18)* to a maximum of [three hundred three dollars (\$303)] *three hundred thirty-seven dollars (\$337)* monthly.

SEC. 10. Section 73994 of said code is amended to read:

73994. There shall be one marshal who shall receive a monthly salary of [five hundred fifty dollars (\$550)] *six hundred seventy-five dollars (\$675)*. The marshal may appoint:

(a) One assistant marshal who shall receive a minimum salary of four hundred seventeen dollars (\$417) monthly with annual increments of twenty-three dollars (\$23), twenty-four dollars (\$24), twenty-five dollars (\$25) and twenty-seven dollars (\$27) to a maximum of five hundred sixteen dollars (\$516) monthly.

[(a) Three] (b) *Six* deputy marshals, *grade II (field deputies)* each of whom shall receive a minimum salary of [three hundred nineteen dollars (\$319)] *three hundred seventy-five dollars (\$375)* monthly with annual increments of [eighteen dollars (\$18)] *twenty dollars (\$20)*, [eighteen dollars (\$18)] *twenty-two dollars (\$22)*, [twenty dollars (\$20)] *twenty-three dollars (\$23)*, and [twenty dollars (\$20)] *twenty-four dollars (\$24)* to a maximum of [three hundred ninety-five dollars (\$395)] *four hundred sixty-four dollars (\$464)* monthly.

[(b) One deputy marshal who] (c) *Three* deputy marshals, *grade I (bailiffs)* each of whom shall receive a minimum salary of [three hundred three dollars (\$303)] *three hundred fifty-five dollars (\$355)* monthly with annual increments of [sixteen dollars (\$16)] *twenty dollars (\$20)*, [eighteen dollars (\$18)] *twenty dollars (\$20)*, [eighteen dollars (\$18)] *twenty-two dollars (\$22)*, and [twenty dollars (\$20)] *twenty-three dollars (\$23)* to a maximum of [three hundred seventy-five dollars (\$375)] *four hundred forty dollars (\$440)* monthly.

[(c)] (d) One [principal] *chief clerk (clerical supervisor)* who shall receive a minimum salary of [two hundred seventy-three dollars (\$273)] *three hundred fifty-five dollars (\$355)* monthly with annual increments of [fifteen dollars (\$15)] *twenty dollars (\$20)*, [fifteen dollars (\$15)] *twenty dollars (\$20)*, [sixteen dollars (\$16)] *twenty-two dollars (\$22)*, and [eighteen dollars (\$18)] *twenty-three dollars (\$23)* to a maximum of [three hundred thirty-seven dollars (\$337)] *four hundred forty dollars (\$440)* monthly.

[(d) Two senior clerks, each of whom] (e) *One clerk, grade II (bookkeeper)* who shall receive a minimum salary of [two hundred forty-six dollars (\$246)] *three hundred nineteen dollars (\$319)* monthly, with annual increments of [thirteen

dollars (\$13) [eighteen dollars (\$18), [fourteen dollars (\$14) [eighteen dollars (\$18), [fifteen dollars (\$15) [twenty dollars (\$20), and [fifteen dollars (\$15) [twenty-two dollars (\$22) to a maximum of [three hundred three dollars (\$303) [three hundred ninety-five dollars (\$395) monthly].

(f) Four clerks, grade 1 (menial clerical duties), each of whom shall receive a minimum salary of two hundred seventy-three dollars (\$273) monthly with annual increments of fifteen dollars (\$15), fifteen dollars (\$15), sixteen dollars (\$16) and eighteen dollars (\$18) to a maximum of three hundred thirty-seven dollars (\$337) monthly.

SEC. 11. Section 73995 of said code is amended to read:

73995. Upon the effective date of the Statutes of [1953] 1957, [the incumbent officers and attaches shall each retain the same salary step in the salary range made applicable to his position by said statutes as he occupied under the superseded salary range. For the purpose of determining the right to subsequent annual increments, however, the anniversary date shall be the date the officer or attache was first appointed to the position in which the increment is sought.] *the incumbent attaches and employees shall each succeed to and be assigned to the positions provided by this Act, the duties of which are comparable to the positions formerly held by such attaches and employees. The appointing authority, with the approval of the majority of the judges, or in the event there is an equal division of judges, with the approval of the judge senior in service, shall determine the position to which each incumbent attache or employee shall be assigned.*

The incumbent officers, attaches and employees shall retain the same salary step in the salary range applicable to his position under this Act as he occupied under the superseded salary range or position.

SEC. 12. Section 73996 of said code is amended to read:

73996. [The annual increments provided for in this article are subject to Section 72091.] *Administration of the salary plan provided by this Article, including the determination of the anniversary dates for entitlement to salary increments, salary on promotion, transfer or demotion, salary on position reclassification, and all other relevant matters, shall be in accordance with the provisions of the Salary Ordinance of the County of Orange relating to the administration of the county salary plan for county employees generally. Any employee or attache, however, who has completed six months or more of service in a particular class of position by the effective date of this Act, shall have a salary anniversary date of October 1, 1957. The salary anniversary date of attaches and employees who shall have completed more than one year of service in a particular class of position by the effective date of this Act shall not be changed but shall remain as they were prior to the effective date of this Act.*

The increments provided for in this Article shall be subject to the provisions of Section 72001.

SEC. 13. Section 73999 is added to said code to read:

73999. The initial hiring rate for each position shall be the minimum salary provided for the position by this Act. If, however, it is difficult to secure qualified personnel at such rate or if a person of unusual qualifications is engaged, the appointing authority, with the approval of a majority of the judges, or in the event of an equal division of the judges, of the judge senior in service, and of the Board of Supervisors of the County of Orange may employ such person at one of the higher salary steps provided for the position."

(Amendments adopted in Assembly April 24, 1957)

Amendment No. 1

On page 4, line 43, of the printed bill as amended in Assembly April 11, 1957, after "bookkeeper," insert "or".

Amendment No. 2

On page 5, line 20, strike out the second comma.

Amendment No. 3

On page 5, line 21, before "each", insert a comma.

Amendment No. 4

On page 5, line 30, before "each", insert a comma.

Amendment No. 5

On page 5, line 48, before "who", insert a comma.

Amendment No. 6

On page 6, line 20, strike out "act", and insert "article".

Amendment No. 7

On page 6, line 29, strike out "act", and insert "article".

Amendment No. 8

On page 6, line 43, strike out "this act", and insert "the amendment of this section enacted by the Legislature at the 1957 Regular Session".

Amendment No. 9

On page 6, line 46, strike out "the", and insert "such".

Amendment No. 10

On page 6, line 46, strike out "of this act".

Amendment No. 11

On page 6, line 48, strike out "the", and insert "such".

Amendment No. 12

On page 6, line 48, strike out "of this act".

Amendment No. 13

On page 7, line 3, strike out "act", and insert "article".

(Amendments adopted in Assembly May 13, 1957)

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Assembly April 24, 1957, strike out "five hundred sixteen dollars (\$516)", and insert "five hundred forty-five dollars (\$545)".

Amendment No. 2

On page 1, strike out lines 5 to 7, inclusive, and insert "annual increments of thirty dollars (\$30), thirty-three dollars (\$33), thirty-three dollars (\$33), and thirty-six dollars (\$36) to a maximum of six hundred seventy-seven dollars (\$677)".

Amendment No. 3

On page 2, line 8, strike out "Four", and insert "Five".

Amendment No. 4

On page 2, line 15, strike out "Eleven", and insert "Ten".

Amendment No. 5

On page 2, line 23, strike out "six hundred seventy-five dollars (\$675)", and insert "seven hundred dollars (\$700)".

Amendment No. 6

On page 2, line 27, strike out "four hundred seventeen dollars (\$417)", and insert "four hundred forty dollars (\$440)".

Amendment No. 7

On page 2, strike out lines 28 to 31, inclusive, and insert "annual increments of twenty-four dollars (\$24), twenty-five dollars (\$25), twenty-seven dollars (\$27), and twenty-nine dollars (\$29) to a maximum of five hundred forty-five dollars (\$545) monthly."

Amendment No. 8

On page 2, lines 33 and 34, strike out "three hundred seventy-five dollars (\$375)", and insert "three hundred ninety-five dollars (\$395)".

Amendment No. 9

On page 2, strike out lines 35 to 37, inclusive, and insert "of twenty-two dollars (\$22), twenty-three dollars (\$23), twenty-four dollars (\$24), and twenty-five dollars (\$25) to a maximum of four hundred eighty-nine dollars (\$489) monthly."

Amendment No. 10

On page 2, strike out lines 39 to 43, inclusive, and insert "shall receive a minimum salary of three hundred seventy-five dollars (\$375) monthly with annual increments of twenty dollars (\$20), twenty-two dollars (\$22), twenty-three dollars (\$23), and twenty-four dollars (\$24) to a maximum of four hundred sixty-four dollars (\$464) monthly."

Amendment No. 11

On page 2, line 45, strike out "three hundred fifty-five dollars (\$355)", and insert "three hundred seventy-five dollars (\$375)".

Amendment No. 12

On page 2, strike out lines 47 to 49, inclusive, and insert "twenty-two dollars (\$22), twenty-three dollars (\$23), and twenty-four dollars (\$24) to a maximum of four hundred sixty-four dollars (\$464) monthly."

Amendment No. 13

On page 4, line 3, strike out "five hundred sixteen dollars (\$516)", and insert "five hundred forty-five dollars (\$545)".

Amendment No. 14

On page 4, strike out lines 4 to 6, inclusive, and insert "annual increments of thirty dollars (\$30), thirty-three dollars (\$33), thirty-three dollars (\$33) and thirty-six dollars (\$36) to a maximum of six hundred seventy-seven dollars (\$677)".

Amendment No. 15

On page 4, line 45, strike out "six hundred seventy-five dollars (\$675)", and insert "seven hundred dollars (\$700)".

Amendment No. 16

On page 4, line 48, strike out "four hundred seventeen dollars (\$417)", and insert "four hundred forty dollars (\$440)".

Amendment No. 17

On page 4, strike out lines 49 to 52, inclusive, and insert "annual increments of twenty-four dollars (\$24), twenty-five dollars (\$25), twenty-seven dollars (\$27), and twenty-nine dollars (\$29) to a maximum of five hundred forty-five dollars (\$545) monthly."

Amendment No. 18

On page 5, strike out lines 2 to 6, inclusive, and insert "of whom shall receive a minimum salary of three hundred ninety-five dollars (\$395) monthly with annual increments of twenty-two dollars (\$22), twenty-three dollars (\$23), twenty-four dollars (\$24), and twenty-five dollars (\$25) to a maximum of four hundred eighty-nine dollars (\$489) monthly."

Amendment No. 19

On page 5, lines 8 and 9, strike out "three hundred fifty-five dollars (\$355)", and insert "three hundred seventy-five dollars (\$375)".

Amendment No. 20

On page 5, strike out lines 10 to 12, inclusive, and insert "(\$20), twenty-two dollars (\$22), twenty-three dollars (\$23), and twenty-four dollars (\$24) to a maximum of four hundred sixty-four dollars (\$464) monthly."

Amendment No. 21

On page 5, line 14, strike out "three hundred fifty-five dollars (\$355)", and insert "three hundred seventy-five dollars (\$375)".

Amendment No. 22

On page 5, strike out lines 16 to 18, inclusive, and insert "twenty-two dollars (\$22), twenty-three dollars (\$23), and twenty-four dollars (\$24) to a maximum of four hundred sixty-four dollars (\$464) monthly."

Amendment No. 23

On page 5, lines 22 and 23, strike out "twenty-two dollars (\$22)", and insert "twenty dollars (\$20)".

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Murdy moved a call of the Senate.

Motion carried. Time, 3.16 p.m.

The president directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 3.20 p.m., on motion of Senator Murdy, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and the Senate concurred in Assembly amendments to Senate Bill No. 1696 by the following vote:

AYES—Senators Abshire, Arnold, Brown, Burns, Busch, Byrne, Christensen, Collier, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Murdy, and Williams—21.

NOES—None.

Above bill ordered enrolled.

CALL OF THE SENATE

Senator Murdy moved a call of the Senate.

Motion carried.

Time, 3.21 p.m.

The president directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

Consideration of Assembly Amendments

Senate Bill No. 29—An act to amend Section 137.3 of the Civil Code, relating to attorney's fees and costs in certain actions.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 29?

Amendment No. 1

On page 1, line 6, of the printed bill, after "the", insert "custody".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 29 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—31.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 205—An act to add Section 608.5 to the Agricultural Code, relating to cheese.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 205?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate April 8, 1957, strike out "622", and insert "608.5".

Amendment No. 2

On page 1, line 2, strike out "622", and insert "608.5".

Amendment No. 3

On page 1, line 4, strike out "622", and insert "608.5".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 205 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Brown, Burns, Busch, Byrne, Christensen, Collier, Dilworth, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Regan, Sutton, and Williams—21.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 746—An act to add Section 1043 to the Probate Code, relating to estates of nonresidents.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 746?

Amendment No. 1

On page 1, line 9, of the printed bill, after "newspaper", insert "of general circulation".

Amendment No. 2

On page 1, lines 23 and 24, strike out "made not less than once a week for four weeks", and insert "pursuant to Section 6064 of the Government Code".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 746 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobby, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—31.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 838—An act to amend Section 28124 of the Government Code, relating to the County of Humboldt.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 838?

Amendment No. 1

On page 1, lines 10 and 11, of the printed bill, as amended in Senate March 13, 1957, strike out "eight thousand four hundred dollars (\$8,400)", and insert "seven thousand two hundred dollars (\$7,200)".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 838 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Brown, Burns, Busch, Byrne, Christensen, Collier, Dilworth, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Regan, Sutton, and Williams—21.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 1389—An act to amend Sections 2007, 3006 and 3405 of the Welfare and Institutions Code, relating to restitution actions in connection with aid to the needy.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 1389?

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Senate March 25, 1957, strike out "a civil action shall"; strike out all of lines 11 and 12, and insert "restitution shall be sought by request, civil action, or other suitable means prior to the bringing of a criminal action".

Amendment No. 2

On page 1, line 22, strike out "a civil action shall be"; strike out all of lines 23 and 24, and insert "restitution shall be sought by request, civil action, or other suitable means prior to the bringing of a criminal action".

Amendment No. 3

On page 2, line 7, strike out "a civil action shall be"; strike out all of lines 8 and 9, and insert "restitution shall be sought by request, civil action, or other suitable means prior to the bringing of a criminal action."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 1389 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—31.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 1480—An act to amend Section 53 of the Fish and Game Code, and amend Section 3284 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to signs.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 1480?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 11, 1957, after "Code," insert "and amend Section 3284 of the Fish and Game Code as proposed by Assembly Bill No. 616,".

Amendment No. 2

On page 1, after line 19, insert
"SEC. 2. Section 3284 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

3284. The holder of a pheasant club license shall post his property on the exterior boundary at intervals of not more than 500 feet with signs of a size not less than 12 by 18 inches. The signs shall include the name of the person holding the license and the words: "Commercial Licensed Pheasant Club," or "Private Licensed Pheasant Club—Authorized Under Regulations of the Fish and Game Commission—No Trespassing." *The words "Commercial Licensed Pheasant Club," or "Private Licensed Pheasant Club," shall be printed no smaller than 12-line (two-inch high) gothic type. The phrase "Authorized Under Regulations of the Fish and Game Commission," shall be no smaller than 36-point type and no larger than 48-point type. The words "No Trespassing," shall be no smaller than 12-line (two-inch high) gothic type. These signs shall be visible at least twenty-five (25) feet from the boundaries of such club. The department shall not furnish such signs.*

SEC. 3. Section 2 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Section 53 of the Fish and Game Code adopted in 1933 is repealed."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 1480 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Brown, Burns, Busch, Byrne, Christensen, Collier, Dilworth, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Regan, Sutton, and Williams—21.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 2221—An act to amend Section 14341 of the Revenue and Taxation Code, relating to inheritance taxation.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 2221?

Amendment No. 1

On page 1, line 13, of the printed bill, strike out "such corporations", and insert "their".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 2221 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—32.
 NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 2408—An act to repeal Sections 276 and 277 of, and to add Section 276 to, the Vehicle Code, relating to drivers' licenses.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 2408?

(Amendments adopted in Assembly April 22, 1957)

Amendment No. 1

In the title of the printed bill, as amended in the Senate on April 5, 1957; April 1, 1957; and March 25, 1957, strike out "to amend Section 278 of,".

Amendment No. 2

On page 1, line 4, strike out "Expiration of Licenses.", and insert "Term of Licenses. (a)".

Amendment No. 3

On page 1, line 5, strike out "two years after the date of issuance.", and insert "on the anniversary of the date of birth of the applicant in the third year following the date of application for such license.
 (b)".

Amendment No. 4

On page 1, line 9, strike out "and such license shall be issued for a five-year period", and insert "for a term which shall expire on the anniversary of the date of birth of the applicant in the fifth year following the expiration of the license renewed".

Amendment No. 5

On page 1, line 10, strike out "such license shall expire in two years", and insert "an original drivers license or such renewal of a license shall expire on the anniversary of the date of birth of the applicant in the second year following the application for an original or the expiration of the license renewed".

Amendment No. 6

On page 1, line 12, strike out "(a)", and insert "1."

Amendment No. 7

On page 1, line 17, strike out "(b)", and insert "2."

Amendment No. 8

On page 1, strike out lines 19 to 23, inclusive, and all of page 2, and insert
 "(c) The department may accept application for renewal of a drivers license made not more than six months prior to the date of expiration and such renewal license when issued shall expire as stated in subsection (b) above. If renewal is not applied for within 30 days after expiration of the license the application shall be considered the same as an application for an original license to be issued for the term indicated in subsection (a) above."

(Amendments adopted in Assembly April 26, 1957)

Amendment No. 1

On page 2, line 33, of the printed bill, as amended in Assembly April 22, 1957, strike out "subsection", and insert "subdivision".

Amendment No. 2

On page 2, lines 36 and 37, strike out "subsection", and insert "subdivision".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 2408 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—31.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 2502—An act to amend Section 19539 of the Business and Professions Code, relating to horse racing.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 2502?

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Senate March 27, 1957, strike out "Article 2 of Chapter 2 of Part 1 of Division 1 of".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 2502 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—31.

NOES—None.

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS

Senate Bill No. 596—An act to amend Section 6359 of the Revenue and Taxation Code, relating to sales and use tax exemptions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Regan, Richards, and Sutton—29.

NOES—Senators Desmond, Dilworth, Montgomery, Murdy, and Williams—5.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XXVI thereof a new section to be numbered 5, relating to the issuance of bonds for street and road purposes.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Sutton, and Williams—27.

NOES—Senators Beard and Richards—2.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 119—Relative to congratulating the California State Aerie, Fraternal Order of Eagles, on their fifty-fourth anniversary.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 67—An act to create the Shasta County Water Agency for the conservation, storage, and distribution of the water within the agency, and prescribing its organization, powers, and duties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Burns, Busch, Byrne, Cobey, Collier, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, Robert I. McCarthy, Montgomery, Regan, Sutton, Thompson, and Williams—25.

NOES—Senators Beard, Dilworth, Kraft, and Richards—4.

Bill ordered transmitted to the Assembly.

Assistant Secretary Jack W. Bybee at the Desk

Senate Bill No. 980—An act to amend Section 1100 of the Harbors and Navigation Code, relating to bar pilot licensing.

Motion to Re-refer Senate Bill No. 980

Senator Busch moved that Senate Bill No. 980 be re-referred to Committee on Rules.

Motion carried.

Senate Bill No. 1620—An act to add Sections 14638.1, 14638.2, and 14638.3 to, and to amend Sections 14565 and 14575 of, the Education Code, relating to benefits payable under the State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Richards, Sutton and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 3.50 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Bill No. 1254—An act to amend Section 1161 of the Code of Civil Procedure, relating to unlawful detainer.

Bill read third time,

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Richards, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 34—An act to amend Sections 389 and 442 of, and to add Section 389.5 to, the Code of Civil Procedure, relating to parties of civil actions.

Bill read third time,

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1805—An act to add Section 18c to, and Chapter 6, comprising Sections 4950 to 4957, inclusive, to Title 6, Part 3, of, the Penal Code, relating to a moratorium on capital punishment and a study of the deterrent effect thereof, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 2, 1957, and May 15, 1957, strike out “, and Chapter 6, comprising Sec.”; and strike out line 2 of the title, and insert “the Penal”.

Amendment No. 2

In lines 4 and 5 of the title, strike out “, and making an appropriation therefor”.

Amendment No. 3

On page 2, strike out line 9, and insert

“Sec. 2. (a) Under its authority granted by Section 6027 of the Penal Code the Board of Corrections shall, in the manner prescribed by this section, make a study of the deterrent effect of capital punishment and the effect of the absence of such a penalty, including:

(1) The effect of capital punishment upon the incidence of capital crimes in California, by counties, prior to and during the moratorium period;

(2) The effect of the moratorium on the administering and operation of the California prison system, including the costs thereof;

(3) The effect of the moratorium on the administration of justice, with respect to capital crimes, including the length and frequency of trials, pleas of guilty, appeals, extraordinary writs, and the cost thereof to the State of California;

(4) The characteristics of persons convicted of capital crimes, prior to and during the moratorium period, including age, sex, offense, economic status, mental condition, racial and other factors, to determine the relation, if any, of these factors to the incidence of capital crimes.

(b) In making this study, the board shall consult with and consider the opinions and conclusions of a committee of consultants constituted as follows. The board shall request the Chief Justice to designate two justices of the Supreme Court, the Committee on Rules of the Senate to appoint one Member of the Senate, the Speaker of the Assembly to appoint one Member of the Assembly, the Director of Corrections to appoint one officer of the Department of Corrections, and the Attorney General to appoint one attorney on his staff, and the board shall also select one member of the law enforcement profession and one member of the public, to serve on the committee of consultants. The Chief Justice, Senate Committee on Rules,

Speaker of the Assembly, Director of Corrections and Attorney General may appoint consultants as requested.

(c) The Members of the Legislature appointed to the committee of consultants shall serve at the pleasure of the appointing power and shall participate in the study required by this section to the extent that such participation is not incompatible with their respective positions as Members of the Legislature. For the purposes of this section said Members of the Legislature shall constitute a joint interim investigating committee on the subject of this section and as such shall have the powers and duties imposed upon such committees by the Joint Rules of the Senate and Assembly.

(d) The committee of consultants shall select one of its number as its chairman.

(e) The board and the committee may accept the gratuitous assistance of private research organizations.

(f) The study required by this section must be completed within two years after the effective date of this section.

(g) The board shall report to the Legislature and to the Governor, by the close of the 1959 Regular Session the nature of the study made to the date of reporting and such conclusions and recommendations as it shall have formulated by that time."

Amendment No. 4

On page 2, strike out lines 10 to 52, inclusive; and strike out all of page 3.

Amendments read, and adopted.

Bill ordered printed, and engrossed.

Motion to Set Special Order

Senator Farr moved that Senate Bill No. 1805 be made a special order of business for Tuesday, May 21, 1957, at 4 p.m.

Motion carried.

Senate Bill No. 1079—An act to amend Section 50 of the Vehicle Code, relating to weight of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1352—An act to amend Section 372 of the Vehicle Code, relating to vehicle registration fees, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 165—An act to amend Section 302 of the Streets and Highways Code, relating to the construction and improvement of highways.

Motion to Re-refer Senate Bill No. 165

Senator Hollister moved that Senate Bill No. 165 be re-referred to Committee on Transportation.

Motion carried.

Senate Bill No. 1412—An act to amend Section 272 of the Vehicle Code, relating to the issuance of operator's and chauffeur's licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 538—An act to add Part 4, comprising Sections 1650 to 1653 inclusive, to Division 2 of, the Welfare and Institutions Code, relating to protective services for children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1080—An act to repeal Article 6 of Chapter 1 of Part 2 of Division 2, consisting of Section 1580, of the Welfare and Institutions Code, relating to transportation of needy children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Explanation of Absence

I was absent on roll calls today while waiting to present Senate Bill No. 2335 to the Assembly Committee on Military Affairs and to meet with a group from the mental hospital on Senate Bill No. 393 on psychiatric technicians.

JOHN F. THOMPSON

Senate Bill No. 1120—An act to add Section 103.2 to the Welfare and Institutions Code, relating to aid to the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Thompson, and Williams—25.

NOES—Senators Collier, Donnelly, Farr, McBride, Regan, and Richards—6.

Motion to Reconsider

Senator Richards moved to reconsider the vote whereby Senate Bill No. 1120 was passed.

Postponement of Reconsideration

On motion of Senator Richards, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 1120 was passed, was continued until the next legislative day.

Senate Bill No. 1297—An act to add Chapter 6 to Part 1 of Division 6 of the Welfare and Institutions Code, relating to firearms in the possession of mental patients.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Robert I. McCarthy, Montgomery, Murdy, Regan, Sutton, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1870—An act to amend Section 103.3 of the Welfare and Institutions Code, relating to public assistance payments.

Bill read third time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, after line 23, insert

"(f) When an underpayment of aid occurs because of an administrative error or inadvertance on the part of a county, and as a result the recipient receives a lesser amount than that to which he is entitled, the county shall pay aid equal to the full amount of the underpayment. However, a county may limit its total reimbursement to those underpayments which occurred during the period of four years immediately preceding the date the error or inadvertance is discovered."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2416—An act to add Sections 1521.3, 2163.3, 3047.22, and 3447.2 to the Welfare and Institutions Code, relating to gifts to applicants for or recipients of public assistance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Sutton, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 229—An act to amend Sections 1528 and 1536 of the Penal Code, relating to search warrants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 230—An act to amend Section 1541 of the Penal Code, relating to the disposition of a search warrant and related documents when a magistrate has no power to inquire into the offense.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 232—An act to amend Section 1527 of the Penal Code, relating to contents of documents supporting search warrants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

President of the Senate Presiding

At 4:58 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Senate Bill No. 234—An act to amend Section 1525 of the Penal Code, relating to the contents of an affidavit supporting issuance of a search warrant.

Bill read third time.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Busch moved that the quorum call of the Senate be applied to the final passage of Senate Bill No. 234.

Motion carried.

Senate Bill No. 235—An act to amend Section 1533 of the Penal Code, relating to the time at which search warrants may be served.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Arnold, Busch, Christensen, Cobey, Dorsey, and Ed. C. Johnson—6.

NOES—Senators Abshire, Beard, Berry, Breed, Brown, Byrne, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Sutton, and Williams—23.

Senate Bill No. 236—An act to amend Section 1537 of the Penal Code, relating to search warrants and the return of warrant and delivery and inventory of property taken.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Sutton, and Williams—24.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1282—An act to amend Section 710 of the Code of Civil Procedure, relating to exemptions from attachment or execution proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5.16 p.m., on motion of Senator Busch, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 234 refused passage by the following vote:

AYES—Senators Abshire, Arnold, Breed, Brown, Busch, Byrne, Christensen, Cobey, Dilworth, Dorsey, Erhart, Grunsky, Ed. C. Johnson, and Williams—14.

NOES—Senators Beard, Berry, Burns, Collier, Desmond, Dolwig, Donnelly, Farr, Gibson, Hollister, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, and Sutton—17.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1283—An act to amend Section 692a of the Code of Civil Procedure, relating to request for notice of sale on execution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1284—An act to amend Section 540 of the Code of Civil Procedure, relating to attachment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1287—An act to amend Section 542 of the Code of Civil Procedure, relating to the manner in which property is attached.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1290—An act to amend Section 693 of the Code of Civil Procedure, relating to the penalty attached to the selling of real property without notice.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Busch, Byrne, Cobey, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Thompson, and Williams—22.

NOES—Senators Beard, Christensen, and Richards—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1303—An act to amend Section 26748 of the Government Code, relating to service by certified mail.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1826—An act to add Section 163.5 to, and to amend Section 171e of, the Civil Code, relating to separate property status of damages for personal injuries recovered by a married person.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 112—An act to amend Section 412 of the Education Code, relating to compensation for public service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 363—An act to amend Section 70045.6 of the Government Code, relating to compensation for public service in counties of the eleventh class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 667—An act to amend Section 12 of the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 734—An act to amend Section 73521 of the Government Code, relating to municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 807—An act to amend Section 34004 of the Government Code, relating to cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1678—An act to amend Sections 74182, 74183, 74184, and 74185 of the Government Code, relating to the officers and attaches of the municipal court established in a district embracing the City of Sacramento.

Bill read third time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 8, 1957, after "of", insert "and to add Section 74186 to,".

Amendment No. 2

On page 2, line 21, after "whom", insert "shall receive".

Amendment No. 3

On page 3, strike out line 37, and insert

"SEC. 5. Section 74186 is added to said code, to read:
74186. On the effective date of this section, the present em-".

Amendment No. 4

On page 3, line 47, strike out "act", and insert "section".

Amendment No. 5

On page 4, line 1, strike out "act", and insert "article".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1688—An act to amend Sections 73872, 73873, and 73874 of the Government Code, relating to the officers and attaches of the municipal court established in a district embracing the City of North Sacramento.

Bill read third time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate May 8, 1957, after "of", insert "and to add Section 73875 to,".

Amendment No. 2

On page 2, strike out line 34, and insert

"SEC. 4. Section 73875 is added to said code, to read:
73875. On the effective date of this section, the present em-".

Amendment No. 3

On page 2, line 44, strike out "act", and insert "section".

Amendment No. 4

On page 2, line 46, strike out "act", and insert "article".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 72—An act to amend Section 420 of the Education Code, relating to public officers of the county of the twentieth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 145—An act to amend Section 28125 of the Government Code, relating to compensation for public employment in counties of the twenty-fifth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr,

Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 146—An act to amend Section 425 of the Education Code, relating to the county superintendent of schools of a county of the twenty-fifth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 148—An act to amend Sections 74692 and 74693 of the Government Code, relating to the officers and attaches of the municipal courts established in districts in Santa Cruz County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 573—An act to amend Sections 26821, 26822, 26823, 26824, and 26825 of the Government Code, relating to fees of the county clerk.

Bill read third time.

Motion to Amend

Senator Beard moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 1, of the printed bill, as amended in Senate May 15, 1957, strike out "said code", and insert "the Government Code".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 763—An act to amend Section 28152 of the Government Code, relating to compensation for public services in counties of the fifty-second class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 470—An act to amend Section 28134 of the Government Code, relating to compensation for public service in counties of the thirty-fourth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1374—An act to amend Section 22021 of the Education Code, relating to libraries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1524—An act to add Article 8 (commencing at Section 4401) to Chapter 13 of Division 2 of the Education Code, relating to the withdrawal of joint union high school districts from junior college districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1872—An act to amend Section 7707 of the Education Code, relating to school district public works.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1874—An act to add Section 7719.5 to the Education Code, relating to school district public works.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2301—An act to add Section 1573 to the Education Code, relating to the boundaries of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1750—An act to add Section 5047.3 to the Education Code, relating to builders' risk insurance on approved projects financed by apportionments from the Public School Building Loan Fund and providing for a declaration of legislative intention from the time of the adoption of Statutes of 1949, Chapter 1389, thereof.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "amendment", and insert "section".

Amendment No. 2

On page 1, line 16, strike out "amendment", and insert "section".

Amendment No. 3

On page 1, line 25, strike out "amendment", and insert "section".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 728—An act to add Article 8 to Chapter 3, Division 9 of the Education Code, relating to the powers and duties of school districts.

Bill read third time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 25, of the printed bill, as amended in Senate May 15, 1957, strike out "least", and insert "lease".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2597—An act to amend Section 7719 of the Education Code, relating to school district building aid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Montgomery, Murdy, Regan, Richards, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:

Senate Bill No. 1569

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 1569

Senator Abshire moved that Senate Bill No. 1569 be amended and re-referred to Committee on Labor.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1569—An act to amend Section 1773 of the Labor Code, relating to public works.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 8, 1957, strike out "amend Section 1773 of", and insert "add Section 1773.1 to".

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 1773.1 is added to the Labor Code, to read:

1773.1. The board of supervisors of any county may determine by resolution and declare by publication of such resolution at least once in all daily, or if there be none, then in all weekly, newspapers of general circulation printed and published within the county at the time of adoption of such resolution and by posting a copy of such resolution in the office or regular meeting place of the board of supervisors, what the general prevailing rate of per diem wages and the general prevailing rate for holiday and overtime work in the locality is for each craft, classification, or type of workmen needed to execute public work contracts. Subsequent thereto, in the call for bids for public works, to the extent that such resolution reflects the prevailing rate at the time of such call for bids, the board of supervisors may, for the county or for any district governed by the board of supervisors of such county, specify what the prevailing rate is by reference to such previously published and posted resolution without setting forth such prevailing rates in the call for bids."

Amendment No. 3

On page 1, strike out lines 3 to 26, inclusive; and on page 2, strike out lines 1 to 17, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Financial Institutions

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Financial Institutions, to which was referred:

Senate Bill No. 408

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 408

Senator Grunsky moved that Senate Bill No. 408 be amended and re-referred to Committee on Financial Institutions

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 408—An act to amend Section 10202.8 of the Insurance Code, relating to insurance.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "10202.8", and insert "10202.7".

Amendment No. 2

On page 1, line 1, strike out "10202.8", and insert "10202.7".

Amendment No. 3

On page 1, between lines 2 and 3, insert

"10202.7. A group life policy conforming to all of the following conditions may be issued to the trustee of a fund established by employer members of a trade association and maintained by contributions of such members for the sole benefit of their employees:

(a) The trade association must have been formed for purposes other than obtaining insurance and have been in existence for five years or longer prior to issuance of the policy.

(b) The policy must cover at date of issue not less than 75 percent of the eligible employees of at least 50 percent of the total employer members of the trade association unless the total number of lives covered at date of issue exceeds 600, in which event the policy must cover when issued 75 percent of the eligible employees of at least 25 percent of the employer members of the trade association; provided, however, that in determining the total of the employer members of the trade association there shall be excluded any member whose employees are already covered by group life insurance.

The policy may provide that the term 'employees' shall include retired employees and the individual proprietor or partners if an employer is an individual proprietor or a partnership.

(c) The group life policy must be issued pursuant to Section 10202 and the trustee shall be deemed to be the employer for purposes of administration.

(d) The group policy must cover when issued at least 100 lives."

Amendment No. 4

On page 1, strike out lines 3 to 27, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 1962

Senate Bill No. 2245

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1962

Senator Sutton moved that Senate Bill No. 1962 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1962—An act to amend Section 440 of the Education Code and Section 28140 of the Government Code, relating to compensation for public service in counties of the fortieth class.

Bill read second time.

Motion to Amend

Senator Sutton moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "and Section 28140 of the Government Code".

Amendment No. 2

On page 1, line 5, strike out "_____ dollars (\$_____)", and insert "seven thousand six hundred fifty dollars (\$7,650)".

Amendment No. 3

On page 1, strike out lines 8 to 28, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND SENATE BILL NO. 2245

Senator Byrne moved that Senate Bill No. 2245 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2245—An act to add Article 8.1 (commencing at Section 4955) to Chapter 16, Division 2 of the Education Code, relating to unified school districts.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

On page 3 of the printed bill, as amended in Senate May 13, 1957, strike out line 15.

Amendment No. 2

On page 3, line 29, strike out "It is the intent of"; and strike out lines 30 and 31.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Assembly Bill No. 1140

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1140

Senator Collier moved that Assembly Bill No. 1140 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1140—An act to amend Section 332 of the Vehicle Code, relating to driving when license refused, suspended, or revoked.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "Any", and insert "Except as provided in paragraph (b) of this section, any".

Amendment No. 2

On page 1, between lines 14 and 15, insert

"(b) Any person driving a motor vehicle upon a highway at any time when his operator's or chauffeur's license or driving privilege is suspended or revoked under the provisions of Section 307 of this code is guilty of a misdemeanor, and shall be punished by imprisonment in the county jail for not less than five days nor more than six months and by a fine of not more than one thousand dollars (\$1,000). The minimum jail sentence herein provided shall not be subject to suspension by the court."

Amendment No. 3

On page 1, line 15, strike out "(b)", and insert "(c)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 1964

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1964

Senator Sutton, moved that Senate Bill No. 1964 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1964—An act to amend Section 28148 of the Government Code, relating to compensation for public service in counties of the forty-eighth class.

Bill read second time.

Motion to Amend

Senator Sutton moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Senate May 6, 1957, strike out "six thousand dollars (\$6,000)", and insert "six thousand three hundred dollars (\$6,300)".

Amendment No. 2

On page 1, lines 16 and 17, strike out "two hundred fifty dollars (\$250) a month", and insert "three thousand five hundred dollars (\$3,500) a year".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Assembly Constitutional Amendment No. 65

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 65

Senator Desmond moved that Assembly Constitutional Amendment No. 65 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Constitutional Amendment No. 65—A resolution to propose to the people of the State of California an amendment to the Constitution of the State of California, by adding Sections 38 and 39 to Article IV thereof, relating to the preservation of state and local government in the event of a major war-caused disaster.

Resolution read.

Motion to Amend

Senator Desmond moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed measure, as amended in Assembly May 13, 1957, strike out "Section 38", and insert "Sections 38 and 39".

Amendment read, and adopted.

Resolution ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Public Health and Safety**

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 2341

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2341

Senator Thompson moved that Senate Bill No. 2341 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2341—An act to amend Section 13204 of the Health and Safety Code, relating to cleaning and dry cleaning.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "13204", and insert "13678".

Amendment No. 2

On page 1, line 1, strike out "13204", and insert "13678".

Amendment No. 3

On page 1, strike out lines 3 to 13, inclusive, and insert

"13678. Every room or place used as an office, showroom, workroom, or storeroom of a cleaning and dyeing shop or store, of a spotting, sponging, or pressing establishment, of any agency of any such shop, store, or establishment, of a private school or college of spotting, sponging, or pressing, or of any agency of a clothes cleaning establishment, shall be completely separated from every other room or place used for cooking, eating, sleeping, or other domestic functions *or where fresh fruits, vegetables, and meat are sold* by a partition or partitions, the openings in which shall be equipped with doors or glazed sash, or both. No person shall cook, eat, sleep, or engage in any other domestic function in any such office, showroom, workroom, or storeroom."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES**Committee on Public Health and Safety**

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 3996

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 3996

Senator Thompson moved that Assembly Bill No. 3996 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 3996—An act to add Chapter 2.6, commencing with Section 4260, to Part 2, Division 5 of the Health and Safety Code, relating to garbage and refuse dumps.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Assembly April 27, 1957, strike out "person,".

Amendment No. 2

On page 1, line 6, strike out "private", and insert "municipal".

Amendment No. 3

On page 1, line 2, strike out "operate", and insert "acquire and operate or cause to be acquired and operated".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

LETTER OF TRANSMITTAL

May 16, 1957

*Hon. Harold J. Powers, President
and Members of the Senate*

GENTLEMEN: Your Senate Interim Committee on Salt Water Conversion, created by Senate Resolution No. 54, 1955 Session, presents herewith its progress report for the calendar year 1956.

Respectfully submitted,

A. A. ERHART, Chairman
JAMES E. BUSCH
HUGH P. DONNELLY

FRED S. FAER
FRED H. KRAFT

Letter of transmittal ordered printed in the Journal.

Report ordered printed in the Appendix to the Journal.

Motion to Print Report

Senator Erhart moved that 500 additional copies of the report submitted by the Senate Interim Committee on Salt Water Conversion, be printed for distribution.

Motion carried.

RECESS

At 5.55 p.m., on motion of Senator Burns, the Senate recessed until 8.30 p.m.

REASSEMBLED

At 8.30 p.m., the Senator reconvened.

Hon. Harold J. Powers, President of the Senate, presiding.

Assistant Secretary Jack R. Gilstrap at the desk.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time, 8.30 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 16, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 230
Assembly Bill No. 400
Assembly Bill No. 1252
Assembly Bill No. 1260
Assembly Bill No. 1351
Assembly Bill No. 1570

Assembly Bill No. 1587
Assembly Bill No. 2470
Assembly Bill No. 2662
Assembly Bill No. 2874
Assembly Bill No. 3945
Assembly Bill No. 1926

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 230—An act to amend Sections 10000, 10001, and 11200 of, and to add Section 10001.2 and Article 9.7 (commencing at Section 11270) to Chapter 2, Part 3, Division 6 of, the Water Code, relating to the Trinity River Diversion.

Referred to Committee on Water Resources.

Assembly Bill No. 400—An act to add Section 7065.1 to the Business and Professions Code, relating to contractors' licensing examinations.

Referred to Committee on Business and Professions.

Assembly Bill No. 1252—An act to amend Sections 136, 632, 902, 903, 930, 934, 935, 982, 984, 985, and 2605 of, and to repeal Sections 977 and 1059 of, the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Labor.

Assembly Bill No. 1260—An act to amend Sections 9876, 9880, 9881, 9901, 9926, 9927, 9928, 10050, 10052, 10099, 10251, 10252, 10277, 10278, 10279, 10321, 10406 and 10501 of the Revenue and Taxation Code and to add thereto Article 2.5 of Chapter 5 of Part 4 of Division 2 and Sections 9882, 10279.5, 10502, 10503, 10504, and 10505, all relating to the motor vehicle transportation license tax.

Referred to Committee on Transportation.

Assembly Bill No. 1351—An act to add Article 1.5 to Chapter 1, Part 2, Division 1 of the Insurance Code, relating to insurance retaliatory laws.

Referred to Committee on Financial Institutions.

Assembly Bill No. 1570—An act to amend Section 18859 of the Government Code, relating to salary adjustments of state employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1587—An act to amend Section 21331 of the Government Code, relating to optional settlements under state employees retirement law.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1926—An act to amend Sections 74132, 74133, 74134, and 74135 of the Government Code, relating to employees of municipal courts in Riverside County.

Referred to Committee on Local Government.

Assembly Bill No. 2470—An act to amend Sections 571 and 836 of the Welfare and Institutions Code, relating to the functioning of psychopathic departments of superior courts as juvenile courts.

Referred to Committee on Judiciary.

Assembly Bill No. 2662—An act to renumber the title of Article 2 (commencing at Section 185), Chapter 2 of Division 1 of, and to add Article 2 (commencing at Section 170) to, Chapter 2 of Division 1 of, and to amend Sections 135 and 139 of, the Water Code, to amend Section 14033 of, and to repeal Sections 14034, 14035, and 14036 of, the Government Code, relating to the Water Resources Revolving Fund, and making an appropriation.

Referred to Committee on Water Resources.

Assembly Bill No. 2874—An act to amend Section 740 of the Welfare and Institutions Code, relating to commitment of minors to the Youth Authority.

Referred to Committee on Judiciary.

Assembly Bill No. 3945—An act to add Section 1560 to the Insurance Code, relating to insurance.

Referred to Committee on Financial Institutions.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 16, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Constitutional Amendment No. 55

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Constitutional Amendment No. 55—A resolution to propose to the people of the State of California, an amendment to the Constitution of the State by adding Section 5 to Article XIV thereof, relating to water.

Referred to Committee on Water Resources.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

Consideration of Assembly Amendments

Senate Bill No. 646—An act to add Section 21240 to the Public Utilities Code, relating to aviation.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 646?

Amendment No. 1

On page 1, line 7, of the printed bill, after "control", insert "safety factors in the".

Amendment No. 2

On page 1, line 8, after the period, insert "This section does not affect the State's power to regulate the intrastate rates of common carriers by air, and such power is hereby reserved to the State."

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Teale moved that the quorum call of the Senate be applied to the concurrence in the Assembly amendments to Senate Bill No. 646.

Motion carried.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 8.37 p.m., on motion of Senator Teale, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and the Senate concurred in Assembly amendments to Senate Bill No. 646 by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Collier, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Sutton, Teale, and Thompson—22.

NOES—None.

Above bill ordered enrolled.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

Senate Bill No. 2267—An act to add Section 9653.6 to the Revenue and Taxation Code, relating to the motor vehicle transportation license tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Collier, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1746—An act to amend Sections 104.1, 104.2, 104.3, 104.5, and 2014 of the Welfare and Institutions Code, relating to public assistance.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Collier, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Richards, Sutton, Teale, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1235—An act to add Section 13082.1 to the Education Code, relating to certificated employees of school districts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Sutton, Teale, and Thompson—28.

NOES—Senator Regan—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 248—An act to amend Section 1881 of the Code of Civil Procedure and Section 1322 of the Penal Code and to add Section 1882 to the Code of Civil Procedure, relating to the testimonial privilege of married persons.

Motion to Re-refer Assembly Bill No. 248

Senator Grunsky moved that Assembly Bill No. 248 be re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 1716—An act to add Section 31781.1 to the Government Code, relating to County Employees' Retirement Law.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "to", and before "add", insert "amend Section 31463 of and".

Amendment No. 2

In line 1 of the title, after "Section", insert "s 31621.2, 31639.6 and".

Amendment No. 3

On page 2, after line 23, insert

"SEC. 2. Section 31463 of the Government Code is amended to read:

31463. "Normal contributions" means contributions by a member at the normal rates of contributions but does not include *either* additional contributions by a member, *or supplementary contributions made by a member pursuant to this chapter.*

SEC. 3. Section 31621.2 is added to the Government Code to read:

31621.2. In addition to normal contributions and additional contributions, supplementary contributions also shall be deducted from the compensation of members in an amount determined by the board of supervisors sufficient to cover the member's share of the benefits provided by Sections 31727.4, 31781.1, 31786 and 31787. The determination by the board of supervisors shall be made in accordance with the recommendations of the board of retirement pursuant to the provisions of Sections 31453 and 31454. Such contributions shall be deducted from compensation earnable beginning on the first day of the month subsequent to the determination of such rate by the board of supervisors.

SEC. 4. Section 31639.6 is added to the Government Code to read:

31639.6. In addition to normal contributions and additional contributions, supplementary contributions also shall be deducted from the compensation of safety members in an amount determined by the board of supervisors sufficient to cover the safety member's share of the benefits provided by Section 31781.1. The determination by the board of supervisors shall be made in accordance with the recommendations of the board of retirement pursuant to the provisions of Sections 31453 and 31454. Such contributions shall be deducted from compensation earnable beginning on the first day of the month subsequent to the determination of such rate by the board of supervisors."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1718—An act to amend Section 28105 of the Government Code, relating to compensation for public service in counties of the fifth class.

Motion to Refer Bill to Inactive File

Senator Miller moved that Assembly Bill No. 1718 be placed on the inactive file.

Motion carried.

Assembly Bill No. 1722—An act to amend Section 28105 of the Government Code, relating to the compensation of county officers.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1750—An act to amend Section 25210.4, and to add Article 7.5 (commencing at Section 2510.78) to Chapter 2.2, Part 2, Division 2, Title 3, of the Government Code, relating to county service areas.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 12—Relative to federal land along the Colorado River.

Resolution read, and presented by Senator Farr.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 283—An act to amend Sections 5503, 7007, 7008, 7009, 7019, 7021, 7104, and 7207 of the Elections Code, relating to tally sheets.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 297—An act to repeal Chapter 4 (consisting of Sections 5800 through 5810) of Division 8 of, and to amend Section 5704 of, the Elections Code, relating to voting at primary elections.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 300—An act to amend Section 2571 of the Elections Code, relating to elections.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 375—An act to amend Section 46.5 of the Elections Code, relating to election procedure.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2343—An act to amend Sections 23389 and 23390 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Farr.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Busch, Byrne, Cobey, Collier, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Teale, and Thompson—25.

NOES—Senators Dilworth, Murdy, and Richards—3.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 16—Relative to the relationship between Federal and State Governments.

Resolution read, and presented by Senator Robert I. McCarthy.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Burns, Byrne, Cobey, Collier, Dilworth, Dolwig, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1214—An act to add Section 1090.1 to the Government Code, relating to public officers.

Bill read third time, and presented by Senator Robert I. McCarthy.

Motion to Lay on the Table

Senator Kraft moved that Assembly Bill No. 1214 be laid on the table.

Point of Order

Senator Robert I. McCarthy arose to a point of order and stated that Senator Kraft spoke to the bill and then moved the bill be laid on the table and that he should be allowed to close the debate.

The President ruled the point not well taken, stating that the motion to lay on the table is always in order and is not debatable.

Roll Call Demanded

Senators Robert I. McCarthy, Cobey, and Berry demanded a roll call.

The roll was called, and Senator Kraft's motion to lay Assembly Bill No. 1214 on the table lost by the following vote:

AYES—Senators Berry, Collier, Harold T. Johnson, Kraft, and Montgomery—5.
NOES—Senators Abshire, Arnold, Beard, Breed, Burns, Byrne, Cobey, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Sutton, Teale, and Thompson—26.

Further Consideration of Assembly Bill No. 1214

Assembly Bill No. 1214—An act to add Section 1090.1 to the Government Code, relating to public officers.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Burns, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—29.
NOES—Senators Berry and Kraft—2.

Motion to Reconsider

Senator Murdy moved to reconsider the vote whereby Assembly Bill No. 1214 was passed.

Postponement of Reconsideration

On motion of Senator Murdy, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 1214 was passed, was continued until the next legislative day.

Assembly Bill No. 1104—An act to provide for the creation of the Los Angeles Metropolitan Transit Authority and prescribe the powers and duty thereof; authorizing the authority to acquire, construct and operate mass rapid transit systems; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein; and to repeal the "Los Angeles Metropolitan Transit Authority Act," Chapter 1668 of the Statutes of 1951.

Bill read third time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendments.

Amendment No. 1

On page 6 of the printed bill, as amended in Senate May 15, 1957, strike out lines 47 to 52, inclusive.

Amendment No. 2

On page 7, strike out lines 33 to 52, inclusive.

Amendment No. 3

On page 8, strike out lines 1 to 4, inclusive.

Amendment No. 4

On page 9, strike out lines 10 to 24, inclusive, and insert

"In the operation of transit facilities, the authority, and any corporation, association, or individual acting for the authority, shall adopt and comply with safety regulations prescribed by the Public Utilities Commission applicable to comparable street railway and bus systems."

Amendments read.

Division Requested

Senator Collier requested a division of the amendments submitted by Senator Robert I. McCarthy, that Amendments Nos. 1, 2, and 3 be considered together and Amendment No. 4 be considered separately.

Consideration of Amendments Nos. 1, 2, and 3**Amendment No. 1**

On page 6, strike out lines 47 to 52, inclusive.

Amendment No. 2

On page 7, strike out lines 33 to 52, inclusive.

Amendment No. 3

On page 8, strike out lines 1 to 4, inclusive.

Amendments read.

Roll Call Demanded

Senators Robert I. McCarthy, Cobey, and Berry demanded a roll call.

The roll was called.

Pending the announcement of the vote, Senator Harold T. Johnson moved that the quorum call of the Senate be applied to the adoption of Amendments Nos. 1, 2, and 3 to Assembly Bill No. 1104, offered by Senator Robert I. McCarthy.

Time 10.50 p.m.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Assembly Bill No. 1087—An act to add Article 4 (commencing at Section 24155) of Chapter 1 of Division 20 of the Health and Safety Code, relating to health and safety of persons engaged in water-contact sports.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Breed, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, and Thompson—23.

NOES—Senator Berry—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 4074—An act to amend Section 24405 of the Revenue and Taxation Code, relating to state taxes.

Bill read third time, and presented by Senator Murdy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3743—An act to amend Section 3.1 and to repeal Section 30.2 of the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to payment of bonds.

Bill read third time, and presented by Senator Harold T. Johnson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Cobey, Collier, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—28.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 26—Relative to a congressional investigation of the poultry production industry.

Resolution read, and presented by Senator Erhart.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Thompson—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 2332—An act to amend Sections 4101 and 4135 of the Agricultural Code, relating to agriculture.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3233—An act to add Section 1213.5 to the Agricultural Code, relating to contracts between nonprofit cooperative associations and public agencies.

Motion to Refer Bill to Inactive File

Senator Christensen moved that Assembly Bill No. 3233 be placed on the inactive file.

Motion carried.

Assembly Bill No. 2824—An act to amend Section 542 of the Agricultural Code, relating to dairy farms.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2007—An act to repeal Sections 394, 395, and 396 of, and to add Sections 394, 395, and 396 to, and to amend Section 400 of, the Agricultural Code, relating to estrays.

Bill read third time, and presented by Senator Abshire.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

Assembly Bill No. 984—An act to amend Section 2733.5 of the Business and Professions Code, relating to temporary permit for nurses.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1626—An act to amend the heading of Article 1 (commencing at Sec. 10050), Chapter 2, Part 1, Division 4, and Sections 10002, 10051, 10052, 10053, 10054, 10055, 10056, 10057, 10058, 10059, 10080, 10150.6, and 10275.6 of, and to add Section 10002.5 to, the Business and Professions Code, relating to the Real Estate Board.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1830—An act to amend Sections 6020 and 6021 of the Business and Professions Code, relating to the officers of the State Bar of California.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2878—An act to add Section 6060.9 to the Business and Professions Code, relating to law schools.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 972—An act to amend Sections 112 and 113 of the Revenue and Taxation Code, relating to the definition of credits.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 598—An act to amend Sections 6011 and 6012 of the Revenue and Taxation Code, relating to sales tax.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 11.27 p.m., on motion of Senator Harold T. Johnson, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Amendments Nos. 1, 2, and 3 to Assembly Bill No. 1104, offered by Senator Robert I. McCarthy, were refused adoption by the following vote:

AYES—Senators Abshire, Breed, Byrne, Cobey, Dilworth, Dolwig, Grunsky, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, and Richards—14.

NOES—Senators Arnold, Beard, Berry, Burns, Christensen, Collier, Donnelly, Dorsey, Erhart, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, Miller, Sutton, Teale, and Thompson—17.

CONSIDERATION OF AMENDMENT NO. 4 TO ASSEMBLY BILL NO. 1104
OFFERED BY SENATOR ROBERT I. McCARTHY

Amendment No. 4

On page 9, strike out lines 10 to 24, inclusive, and insert
"In the operation of transit facilities, the authority, and any corporation, association, or individual acting for the authority, shall adopt and comply with safety regulations prescribed by the Public Utilities Commission applicable to comparable street railway and bus systems."

Amendment read, and adopted on a motion by Senator Robert I. McCarthy.

Bill ordered reprinted and to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 123: By Senators Byrne, Desmond, Abshire, Dilworth, Cobey, Erhart, and Murdy—Relative to the Joint Interim Committee on Agriculture and Livestock Problems.

Referred to Committee on Rules.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Breed moved that Senate Bill No. 2276 be taken from the inactive file and placed on the second reading file.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 2047

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the Committee on Business and Professions.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 2047

Senator Kraft moved that Senate Bill No. 2047 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2047—An act to amend Section 6852 of the Business and Professions Code, relating to collection agencies.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 6852 of", and insert "Sections 6852, 6854, 6855, 6866, 6872, 6875, 6878, 6880, 6887, 6888, 6890, 6895, 6915, 6925, 6926, 6930, 6947, and 6956 of, and to add Sections 6876.5, 6895.5, 6907.5, 6918, and 6944 to".

Amendment No. 2

On page 1, line 8, after "another", insert "as agent for the creditor".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, after line 10, insert

"SEC. 2. Section 6854 of said code is amended to read:

6854. "Collection agency" does not include any of the following unless they are conducting collection agencies:

(a) [Attorneys at law] *Members of the State Bar of California.*

(b) Persons regularly employed on a regular wage or salary, in the capacity of credit men or in similar capacity, except as an independent contractor; provided, however, no such person is excluded from "collection agency" if he shall file or maintain suits as assignee to collect claims assigned to him without being represented in each such suit by a [duly authorized and licensed attorney at law] *member of the State Bar of California.*

[(e) Banks.]

[(d)] (c) Common carriers.

[(c)] (d) Title insurers and abstract companies, while doing an escrow business.

[(f)] (e) Duly licensed real estate brokers or agents doing a real estate business.

[(g)] (f) Merchant-owned nonprofit credit associations.

[(h)] (g) Duly licensed personal property brokers while making collections for another person of common ownership or affiliated through corporate control.

"Collection agency" does not include any bank subject to the jurisdiction of the Superintendent of Banks of the State of California or the Comptroller of Currency of the United States nor any savings and loan association subject to the jurisdiction of the Savings and Loan Commissioner of the State of California or the Federal Home Loan Bank Board.

SEC. 3. Section 6855 of said code is amended to read:

6855. "Claim" means any obligation for the payment of money or its equivalent and any sum or sums owed or due or asserted to be owed or due to another, for which any person may be employed to demand payment and to collect or enforce payment thereof and includes obligations for the payment of money, in the form of conditional sales agreements, notwithstanding the personal property sold thereunder, for which payment is claimed, may be or is [repossessed] *recovered* in lieu of payment.

SEC. 4. Section 6866 of said code is amended to read:

6866. [The Secretary of State with the concurrence of the board] *The board with the approval of the Secretary of State* may establish and enforce such rules and regulations as may be reasonable or necessary for the examination and licensing of applicants, for the conduct of licensees and for the general enforcement of the various provisions of this chapter in the protection of the public. The Secretary of State shall distribute to each licensee and each applicant for a license copies of such rules and regulations. Such rules and regulations shall be adopted, amended, or repealed in accordance with the provisions of the Administrative Procedure Act.

The [willful] violation of any rules and regulations established [by the Secretary of State] for the conduct of licensees is sufficient ground for revocation of the license of a licensee, or other disciplinary action.

SEC. 5. Section 6872 of said code is amended to read:

6872. Nothing in this chapter authorizes or empowers a collection agency to practice law either directly or indirectly.

[No collection agency shall bring a suit] *No suit may be instituted on behalf of a collection agency licensee on any claim assigned to it in its own name as the real party in interest in any court unless it appears by a [duly authorized and licensed attorney at law:] member of the State Bar of California,* nor shall any appearance be made in any court by a collection agency unless made by a [duly authorized and licensed attorney at law] *member of the State Bar of California.*

SEC. 6. Section 6875 of said code is amended to read:

6875. Application for a license shall be made in writing to the Secretary of State in such form as may be required [by the Secretary of State] and shall be referred to the board for approval.

Subject to the provisions of this chapter, any application for a license may be made by any qualified person.

SEC. 7. Section 6876.5 is added to said code, to read:

6876.5. In the case of an individual the application shall be accompanied by a photograph of the applicant taken within one year from the date of the application, by a record of the fingerprints of the applicant, and by a statement containing a complete history of the applicant, including his experience.

SEC. 8. Section 6878 of said code is amended to read:

6878. If applicant is an individual, the application shall be subscribed and verified under oath by the applicant; if applicants are copartners, [an] *the* application shall be subscribed and verified by one or more of the partners; and if the applicant is a corporation or unincorporated association, the application shall be subscribed and verified by a duly authorized officer, director or trustee of the applicant. The application shall be filed with the Secretary of State.

SEC. 9. Section 6880 of said code is amended to read:

6880. The application shall [also be accompanied by] *include* a financial statement of the applicant, showing the assets and liabilities of the applicant and truly reflecting that the applicant's net worth is not less than the sum of five thousand dollars (\$5,000), in cash or its equivalent, of which, however, not less than two thousand dollars (\$2,000) shall be deposited in a bank, available for the use of licensee's business. The financial statement shall be sworn to by the applicant, if the applicant is an individual, or by a partner, director, manager or trustee in its behalf, if the applicant is a partnership, corporation or unincorporated association. The information contained in the financial statement shall be confidential and not a public record.

SEC. 10. Section 6887 of said code is amended to read:

6887. [The Secretary of State with the concurrence of the board] *The board with the approval of the Secretary of State*, subject to the provisions of this chapter, may fix and determine by rule and regulation the qualifications of applicants.

The rules and regulations shall require, among other things, both of the following:

(a) That the educational qualifications of applicants shall be at least graduation from a four-year high school, or proof satisfactory to the board that applicants are possessed of the equivalent of a four-year high school education in point of intellectual competency and achievement.

(b) Proof satisfactory to the board that applicants have diligently and in good faith studied the subjects specified as subjects for examination.

SEC. 11. Section 6888 of said code is amended to read:

6888. Examinations shall be held at least every six months, at such times and places as the [Secretary of State] *board* directs and according to the rules and regulations established by [him] *it*.

Notice of the examination shall be published at least one month prior to the date of each examination in two or more newspapers of general circulation and in one publication circulated among collection agencies. The newspapers and publication shall be selected by the Secretary of State from newspapers or publications published within this State.

SEC. 12. Section 6890 of said code is amended to read:

6890. The board shall prepare or cause to be prepared, all examination material. The number and character of questions, examination procedure, method of grading, general average required to be obtained by successful applicants, and other details of the examinations not expressly covered by this chapter shall be determined by the board or by rules and regulations established by the [Secretary of State with the concurrence of the board] *board with the approval of the Secretary of State*. The board shall certify to the Secretary of State all applicants who fulfill the requirements of this article and successfully pass the examination.

SEC. 13. Section 6895 of said code is amended to read:

6895. The applicant for a license shall file with the Secretary of State concurrently with the application for license, and each licensee shall file, on or before July 1, 1956, with the Secretary of State, a bond in the penal sum of [five thousand dollars (\$5,000)] *ten thousand dollars (\$10,000)* which shall run to the people of the State of California.

The bond shall be executed and acknowledged by the applicant as principal, and by a corporation which is licensed by the Insurance Commissioner of this State to transact the business of fidelity and surety insurance, as surety.

SEC. 14. Section 6895.5 is added to said code, to read:

6895.5. Each agent or employee of a licensee shall file with the board 30 days after he commences work for the licensee a bond in the penal sum of two thousand dollars (\$2,000) which shall run to the people of the State of California and which shall be subject to all the provisions of this article.

SEC. 14.5. Section 6907.5 is added to said code, to read:

6907.5. No license shall be issued to a person licensed as a prorate under the provisions of Division 3 of the Financial Code.

SEC. 15. Section 6915 of said code is amended to read:

6915. On or before the thirty-first day of January and on or before the thirty-first day of July of each year every licensee shall file in the office of the Secretary of State a financial statement showing each customer's share of all money collected, with dates of collection, up to the close of business of the preceding month, which has not been remitted to or properly charged against customers prior to the date of execution of the statement. The statement shall also show the exact amounts of customers' funds on deposit and in licensee's possession on the date of execution of the statement together with the title of the trust account and the name of the bank in which the customers' funds are deposited and *also a statement of the gross collections by the licensee agency for the preceding six months*. Each statement shall be verified by the oath of the licensee, if an individual, or of the managing partner, managing employee, director or trustee, if a partnership, corporation or unincorporated association, or by the oath of the qualified person in active charge of the agency.

Any false statement shall constitute prima facie evidence of wilful violation of this chapter and be grounds for institution of disciplinary proceedings against the licensee and the person executing the false statement on behalf of the licensee.

The Secretary of State may destroy all financial statements which have been on file for a period of at least four years.

SEC. 16. Section 6918 is added to said code, to read:

6918. Each agent or employee of a licensee shall file with the board 30 days after he commences work for the licensee a photograph taken within one year from the date of commencing work for the licensee, a record of his fingerprints, and a statement containing his complete history, including his experience.

SEC. 17. Section 6925 of said code is amended to read:

6925. The Secretary of State, or any person [aggrieved], may file with the board a written statement [charging any licensee or employee with specific acts] *alleging acts of misconduct or violations of [law] this chapter or any rule or regulation established thereunder by a licensee or employee of a licensee.* All such statements shall be referred to the chief for investigation and report.

It shall also be the duty of the chief to initiate and conduct investigations into the business and affairs of licensees on his own motion and report [any evidence and] *the findings of [misconduct or violations of law by formal accusation filed with] such investigations to the board.*

Adjudication as a bankrupt of a licensee or of a partner in a licensed copartnership constitutes ground for the institution of disciplinary proceedings and revocation of license or other disciplinary action.

SEC. 18. Section 6926 of said code is amended to read:

6926. [If, upon completion of his investigation, the chief determines that the evidence is insufficient to warrant formal disciplinary action, he shall file his written findings thereon with the board. If, upon completion of his investigation, the chief determines that the evidence is sufficient to warrant formal disciplinary action, he shall file a written accusation with the board. The proceedings shall be conducted in accordance with the Administrative Procedure Act, Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the board shall have all the powers granted therein.]

Upon completion of any investigation the chief shall file his written findings thereof with the board. If the chief determines that the investigation and supporting evidence is sufficient to warrant formal disciplinary action, he shall file a written accusation with the board.

When an investigation has been made, the results of which in the determination of the chief did not warrant formal disciplinary action, the board shall review the findings of the investigation. Should the board not concur with the determination of the chief, the board shall:

(a) Direct the chief to conduct further investigation and report his findings thereof to the board for its consideration and determination; or

(b) Direct the chief to prepare and file with the board a written accusation on the basis of the investigation; or

(c) Direct the chief to file with the board a written accusation and to conduct further investigation.

SEC. 19. Section 6930 of said code is amended to read:

6930. If it be found upon the hearing, or from the evidence in uncontested cases, that the licensee or employee has [wilfully] violated any of the provisions of this chapter, or the rules and regulations established under it, or that he has been guilty of fraud or misrepresentation, or any act or omission inconsistent with the faithful discharge of his duties or obligations, or that a final conviction of felony has been entered against him, or that he has violated or failed to comply with any conditions imposed upon him by a decision of the board or a hearing officer, the board or the hearing officer, as the case may be, shall, within [thirty (30)] 10 days after final submission of the case, render the decision which may:

(a) Order the revocation of the license or licenses of the licensee or licensees accused, or order any accused employee disqualified from further employment in the collection agency business.

(b) Order the license or licenses suspended for such period of time as may be specified.

(c) Impose upon the licensee, licensees or employee compliance with such just and reasonable conditions as may be specified.

(d) Dismiss the accusation as to any one or more of the licensees or employees accused.

In the event reconsideration is not ordered or granted within the time allowed therefor, then immediately upon the lapse of such period, or in the event reconsideration is ordered or granted, then upon rendition of the decision upon reconsideration a copy of the decision together with a copy of any order staying execution shall be filed with the Secretary of State who shall forthwith make appropriate entries in his records showing the license or licenses revoked or suspended or employees disqualified as of the effective date of the decision or stay of execution, or make such other appropriate entries as may be consistent with the decision.

SEC. 20. Section 6944 is added to said code, to read:

6944. All calls made by a licensee, his agent, or employee for the purpose of soliciting claims for collection, or in the collection of claims owed or due or asserted to be owed or due to another, or in the repossession-collection business shall be made at reasonable hours.

Reasonable hours as used in this section means any time between 8 a.m. and 10 p.m.

SEC. 21. Section 6947 of said code is amended to read:

6947. No licensee or employee shall:

(a) Hold a license issued under the Private Investigator and Adjustor Act, or in any manner be connected with anyone holding such a license.

(b) While engaged in the collection agency business have in his possession, or make use of, any badge, or use a uniform of any law enforcement agency, or any simulation thereof.

(c) Represent a debtor in a plan to liquidate the indebtedness of said debtor, excepting merchant-owned credit or creditors' associations, or a member-owned or member-controlled or -directed association, whose principal function is that of servicing the community as a reporting agency.

(d) Recover any personal property, except by voluntary surrender, and in the case of motor vehicles, with the written agreement of the vendee and a further statement that all personal property has been removed therefrom. Nothing herein shall prohibit a licensee from making a written or oral demand for the return or surrender of said personal property or from recovering the property through an action at law.

[(a)] (e) Directly or indirectly aid or abet any unlicensed person to engage in business as a collection agency or to receive compensation therefrom.

[(b)] (f) Publish or post, or cause to be published or posted, any list of debtors, commonly known as "dead beat" lists.

[(c)] (g) Collect or attempt to collect by the use of any methods contrary to the postal laws and regulations of the United States.

[(d)] (h) Use any unfair methods of competition as defined by the "Unfair Practices Act."

[(e)] (i) Commingle the money of his customers with his own, except insofar as may be authorized by rules and regulations.

SEC. 22. Section 6956 of said code is amended to read:

6956. The Secretary of State shall charge and collect the following fees:

(a) An original license fee of [one hundred dollars (\$100)] *one hundred fifty dollars (\$150)* for each original license.

(b) A continuation fee of [fifty dollars (\$50)] *seventy-five dollars (\$75)* annually payable on or before the thirtieth day of June of each year.

(c) A duplicate license fee of ten dollars (\$10).

(d) A temporary license fee of thirty-five dollars (\$35).

(e) A delinquency fee of ten dollars (\$10).

(f) An examination fee of twenty-five dollars (\$25).

(g) A copy fee of twenty-five cents (\$0.25) per 100 words copied.

(h) A fee of one dollar (\$1) for each copy over one of any issue or edition of the licensing law and rules and regulations furnished to any licensee by the Secretary of State.

(i) A fee of five dollars (\$5) for each addressograph list of licensees in good standing."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

ADJOURNMENT

At 11.32 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 2.30 p.m., Friday, May 17, 1957.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTIETH LEGISLATIVE DAY

NINETY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, May 17, 1957

The Senate met at 2.30 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—35.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O God, in whom all things live, move and have their being—bestow upon us this day—a true and righteous conscience in the affairs of State that are before us. Bless us, we beseech Thee, as we labor—and remind us continually of our obligations to Thee and our fellow-man. Without Thee, we can do nothing. In Thee, we have our being, our strength and our consolation. Grant unto all, therefore, the light of Thy help so that the great problems of our State which must be solved may be for the best interests of all concerned. Our burden, O Lord, is heavy. We need great wisdom, prudence—which only Thou canst give. In Thy hands, and no other, can we find that knowledge so necessary for the progress of our national and civic life. Renew then in all that desire to follow more faithfully in Thy footsteps. Renew especially in each one that spirit of sacrifice of self for the good of others; for it is in Thy spirit alone that we can really find peace and enjoy a contented conscience by adhering to the requirements of Thy wishes. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Beard, on motion of Senator Richards, due to legislative business.

Senator Coombs, on motion of Senator Richards, due to illness.

Senator Short, on motion of Senator Montgomery, due to illness.

Senator Busch, on motion of Senator Hollister, due to legislative business.

Senator Williams, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Hollister, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Hamilton of Santa Barbara.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Shirley Cheek of Oakdale.

On request of Senator John F. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Headmaster John G. Terry, Mr. Orth, Mr. Leach, Lt. Kutz, and the following students from San Rafael Military Academy, San Rafael: Richard Bascom, John Bennett, Reems Billings, Donald Boies, George Booth, Gene Borges, Theodore Brown, Dean Conard, Michael Covert, Jerry Criscuolo, Richard Damin, Eric Davis, Nicholas Fedeli, Douglas Fleming, John Ford, Richard Gallagher, Kenneth Goldstone, Helmut Hanken, Robert Holland, Michael Holmes, Lance Lowrie, Blaine McIlwaine, Roger Miller, Paul Morris, John Roller, William Rose, James Sebastian, Roy Stallard, Edward Walzer, Leslie Zeifert, Peter Anderson, Rickey Bennett, Louis Criscuolo, William Dietrich, Barry Duck, Howard Fahn, William Freeman, Claude Garibotti, Donald Glenn, Robert Inskeep, Michael King, William King, Donald Lingle, Steven Malamuth, Scott Malpass, Greg Mayer, Frank Merrill, Marcus Pommon, William Resner, Ronald Rowe, Brooks Sperry, and Henry Taylor.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students from William A. Wilson School, San Jose: Kay Acken, Ramona Aguilar, Barbara Alexander, Ona Allen, Gilbert Alvarez, Phyllis Ames, Gene Antisdell, Dennis Ardizzone, Edna Armstrong, Marian Ataide, Mary Lou Ataide, Linda Axe, James Badame, Jr., Andrew Banuelos, William Bayer, Jessie Becerra, Jack Belick, Patricia Berger, Sandra Berggren, Richard Blanco, Robert Botelho, Thomas Bouska, Peter Brennan, Tony Broski, David Brown, Anita Burgos, Linda Butler, Peggy Butler, Florence Carly, Peter Carter, Beverly Castro, Carol Castro, Gary Chambers, Stephen Clark, Robert Collins, Kathleen Cook, Patricia Copeland, Connie Cornwell, Richard Correia, Vernon Craig, Albert Cyris, Donald D'Ambrosio, Roger Davis, Dawn Daykin, Linda DeVor, Filbert Diaz, Mary Dimbat, Patrick Donahue, Judith Doyle, William Dunn, David Eliason, Judith Erickson, Carole Erieson, Fay Farnsworth, Nick Farnsworth, Nancy Felipe, Ricardo Flores, Janet Flynn, Geoffrey Fox, Jean Frankel, Brenda Frias, Stewart Gates, JoAnn George, Suzanne Gilmore, Leroy Gire, Donna Goldsberry, Bettilee Gomez, George Gomes, Ronald Gonsalves, Patricia Gorman, Angelina Gouveia, Paul Graves, Tamela Giulian, Carol Haak, Frank Handzlik, John Harding, Judith Harding, Dennis Haugh, Pamela Havens, Dale Hawkins, Linda Haydon, Lydia Haydon, James Heiner, James Hern, Danny Hernandez, Andrew Hilton, Laurence Hjorth, Kay Holman, John Homen, Collette Horal, Tim Hunter, Vivian

Inslee, Phillip Ignoffo, John Infante, Michaela Jennings, Bill Jensen, Judith Johnson, Rosemary Johnson, Sharon Johnson, William Johnson, Patricia Jones, David Kettell, Joanne Krissman, Gayle Laden, Raymond Leach, Dennis LeBlanc, JoAnn Ledesma, August Lindemeyer, Lawrence Logghe, Joan Lombardi, Peggy Long, Louis Maes, Robert Magarian, John Maldonado, Helen Maloney, Leo Martinez, Terese Mash, Mariruth Massengale, Marianne May, Cathy Maynard, James McGarr, Joanne Mead, Rosemarie Medeiros, Daniel Medina, David Mello, Margaret Mendez, Henry Mestaz, Sarah Miers, James Monnastes, Daniel Nance, Kathleen Nicholson, Tim Nowak, Diane O'Hare, Teresa Oliviera, Paul Orlando, Keith Owen, Rose Marie Pacheco, Sylvia Pacheco, Henrietta Paciocco, Betty Parker, Dianne Pasqual, Gayle Patnude, Phyllis Perreira, Elissa Pifferetti, Joseph Pine, Julia Ponce, Darylin Pritchett, Janice Quetano, Marie Rabourne, Patricia Reed, Samuel Reed, Gene Renstrom, Epifania Reynoso, Marjorie Rich, Ralph Richmond, Joy Riekema, James Riley, Charlene Robertson, Alan Rodin, Patricia Rodrigues, Mary Ann Rodriguez, Mary Rodriguez, John Romero, James Rose, Mary Ryan, Nancy Sabbatini, Lydia Sanchez, Cheryl Sawyer, Patricia Scafani, Robert Scheidegger, Nada Joy Selieh, Vincent Shannon, Lynn Shelby, Kenneth Sherman, Richard Sherman, Victoria Simas, Sharon Simmons, Walter Silva, Patricia Smith, Veda Rae Smith, Phyllis Spampinato, Valda Sprogis, Rose Soto, Linda Stevens, Richard Stevenson, Phillip Stewart, Bert Stringer, Jack Stringer, Frank Suazo, Janice Suite, Robert Summers, Dennis Sylvia, Patricia Sylvia, Hugh Taylor, Linda Taylor, Kenneth Tietgens, Marie Townsley, Marjorie Trovato, David Trozzo, Vicki VanVleet, Alexander Vasquez, Belen Vera, Roy Vera, Gerald Vierra, John Vierra, Philip Vierra, Shirley Vierra, William Wade, Judith Wakefield, Gerald Wiley, Bert Williams, Shirley Williams, Doris Wilson, Rosemary Wilson, Cheryl Winner, Dennis Winning, Catherine Wolfe, Edward Wolterbeek, Barbara Woods, and Clinton Worden.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Margaret Blunden, Miss Dorothy Cross, and the following students from John Muir School, Alameda: Diane Mary Barrios, Robert Lee Caldwell, Theda Lee Gay, Sandra Olivia Hunter, William Lee Kreighbaum, Robert Lee Lyons, Ruth Marie Peters, David Ray Pinkstaff, Curtis Dixon Reed, Judy Carylson Smith, James Henry Baker, Gary Lee Bratrude, Luella Jean Brown, Doris Marie Daniel, Charles Edward James, James Terry Lee, Arthur Augustus Mitchell, Novo Pauline Rikard, Jessie Dale Ross, Nellie Mary Silvas, Gary Eugene Thomas, Della Beatrice Walton, Governor Williams, Joe Anderson, Mary Helen Chandler, Thomas Patrick Connolly, Paulette Linda Coones, Elwin Leroy Cunningham, Margie Pool Dumlaio, Charles Ethel Gary, Vermia Dell Harris, Michael Howard Himphill, Maxine Jordon, Lloyd Lee Lewis, Dennis Lee Lindgreen, Sonya Ann Magill, James Dewey Matthews, Rosmarie Pagan, Rita Jean Pittman, Donald Ray Powell, Ronnie Thomas Powell, Robert James Scott, Daniel Gilbert Solis, Coleridge Bernard Stroud, Wallace Sidney Stormoen, Willie Lee Williams, Errol Lynn Wills, Patricia Ann Wilson, Norma Jean Wood, and Gary Lee Wright.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students from the James Denman Junior High School, San Francisco: Betty Jean Alden, Diane Anderson, Carmelita Anzalone, Dawn Baisa, Robert Banque, Paul Baroway, Anna Berry, John Burgoa, Elaine Camisa, Raymond Cognasso, Mary Connell, Barbara Eustace, Alexis Fadeff, Larry Frentz, Nancy Gray, Adaleen Guerrini, Janet Jenkins, Jeanette Jensen, Cecelia Kanda, Sandra Kereluck, Albert Korbus, Paul Lucia, Carol Luckhardt, Sylvia Marcellini, Diane McKeever, Barbara Meixner, William Merrill, Martha Noles, Dennis Pinnatore, Rollin Randall, Parnell Rose, Dennis Simotas, Dian Springer, Concepcion Taitano, Carol True, Robert Vernuccio, Richard Von Terseh, Leo Wilcox, Robert Wyler, Mary Ann Bellas, Jack Brown, Sandra Lee Burch, Ronald Calson, Robert Castellano, Richard Clews, Sandra Lee Correa, Barbara Dickens, Don Eustace, Abel Fabela, Joan Filippo, Lorraine Gallegos, Diane Gill, Donna Gomez, Kathy Hard, Aasa Hetland, Sandra Hopping, Dorothy Isacotti, Donald Jones, Elimuel Keyes, John McHenry, Judith Monteleone, Michele Murry, Nancy Nealon, Glennis Ann Nelson, Diana Paccagnella, Darlene Perasso, John Peterson, Teresa Rogers, Judy Ross, Marie Salgado, Al Sandoval, Virginia Schreiner, Beryl Stocker, Frank Stroughter, Kathleen Sullivan, Jo Ann Thompson, Walter Turner, and Joseph Vicino.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students from La Vista School, Hayward, Alameda County: Jaye Abbott, Lorraine Brewer, Linda Lee Buchanan, Linda Marie Buchanan, Carol Collier, Annie Dowling, Leana Gonsalves, Karen Jahn, Anna LaMasus, Susan Lines, Joyce Matthews, Diane Peterson, Mary Lou Plant, Mary Silva, Terryl Smistik, Rose Urton, Bonnie Watson, Patty Whaite, Peggy White, Lydia Jennings, Charles Brasiel, Raymond Burton, Robert Chrisp, Robert Crumley, Wayne Dunkenson, Robert Fortune, James Fries, Jerry Keough, Richard Lobal, David McClain, Chadwick Nickerson, Jack Parson, Robert Rowley, Larry Snyder, George Soto, Ronald Stapleton, Russell Tinsley, Ervin Tolbertson, Skipper Logan, Charles White, Georgia Brecht, Shirley Byars, Mary Centers, Linda Fritschner, Linda Huerta, Suzanne Lajoure, Bonita Lamb, Katherine Lee, Dorothy Moore, Lois Ostruske, Mary Sears, Reta Simmons, Bonnie Singleton, Mary Tacjera, Sandra Valesquez, Barbara Vilala, Denise White, and Carol Williams.

On request of Senator Busch, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. J. Franz, Mrs. L. McNeil, and the following students from Calpella Elementary School, Calpella, Mendocino County: Carolyn Milani, Judith Lane, Jeanne Duarte, Douglas Renois, Baisel Andrews, Lewis Stanley, David Perrine, Wayne Kern, Jack Moulder, Harvey Lundershausen, Galen Suttan, and Ronald Blakley.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. M. Karde, Mrs. Leah Hinshaw, and the following students from Carmichael Elementary School, Carmichael: John Armstrong, Larry Boeger, Rick Brown, Fred Cotten, Paul Cunningham, Garland Dyke, Tim Lambert, Gary Lankford, Richard Neese, Richard Peck, Milton

Warren, George Badeker, Art Rairdon, Mike Ward, Georgia Anderson, Pam Blachly, Linda Blue, Sherry Brothwell, Sylvia Crooker, Catherine Harley, Mary Karankas, Mary Kee, Pamela McIntyre, Joanne Newman, Sharon Renner, Donna Taylor, Bonnie Wellner, Janet Morton, Pat Grove, Laura White, Nikki Anderson, Donanne Dawley, Jaye Fletcher, Lynne Guhser, Judy Hogan, Barbara Jenovino, Mallory McCane, Gail McMullen, Helga Molgard, Loretta Pishek, Susan Rath, Marilyn Reiche, Bonnie Stark, Jerree Treon, Dolores Vodnick, Patsy Taylor, Keith Davis, Rex Dean, Danny Dynes, Pete Howe, John Jansen, Marshall Jonas, Dennis Jones, Walter May, Joe Migliaccio, Richard Nelson, Lowell Purell, Ronald Robinson, Ralph Scott, Tom Tkach, Fred Warner, William Woodward, and Dennis Rohrer.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to James P. Igoo of San Jose.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Joseph Johnson and the following students from Wakefield School, Turlock, Stanislaus County: James Allen, Janice Anderson, Linda Clay, Paul Clendenen, Richard Duke, William Durbin, Jackie Enfantino, Barbara Falkenberg, John Falkenberry, Patsy Goldsmith, Betty Gustafson, Hugh Hinton, Linda Isaac, Richard Johnson, Michael Lackner, Ted Larson, Thomas Lawson, Joan Lewis, Sandra Mello, Conrad Miranda, Mary Okerson, Sharrie Parkinson, Sandra Penrod, Joan Pike, Richard Pole, Peter Raya, Dan Sarhad, Wayne Sexton, Roger Threet, Gary Vader, Chryl Vaughn, Jackie White and Judy Winter.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Sewall Glinternick, Mrs. Beverly McVicker, Miss Kay Dale, and Mr. Warren Dempster, all of Oakland.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 393	Assembly Bill No. 1950
Assembly Bill No. 513	Assembly Bill No. 2165
Assembly Bill No. 970	Assembly Bill No. 2320
Assembly Bill No. 1031	Assembly Bill No. 2601
Assembly Bill No. 1152	Assembly Bill No. 2938
Assembly Bill No. 1238	Assembly Bill No. 3007
Assembly Bill No. 1948	Assembly Bill No. 3747

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 174
Assembly Bill No. 179
Assembly Bill No. 180

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, May 17, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly appointed Messrs. Belotti, Pattee, and Lowrey as a Committee on Conference concerning:

Senate Bill No. 924—An act to amend Section 1469 of, and to add Section 1473 to the Fish and Game Code, and amend Section 1350 of and add Section 1354 to, the Fish and Game Code as proposed by Assembly Bill 616, relating to wildlife projects, and declaring the urgency thereof, to take effect immediately.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, May 17, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 2671

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, May 16, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Constitutional Amendment No. 38

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Constitutional Amendment No. 38—A resolution to propose to the people of the State of California, an amendment to the Constitution of the State by adding Section 5 to Article XIV thereof, relating to water.

Referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1609

Senate Bill No. 1882

Senate Bill No. 1720

Senate Bill No. 2460

Senate Bill No. 1871

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 60

Senate Bill No. 1169

Senate Bill No. 1299

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 414

Senate Bill No. 1279

Senate Bill No. 421

Senate Bill No. 1296

Senate Bill No. 477

Senate Bill No. 1719

Senate Bill No. 782

Senate Bill No. 1878

Senate Bill No. 862

Senate Bill No. 1890

Senate Bill No. 995

Senate Bill No. 2336

Senate Bill No. 1044

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 573

Senate Bill No. 728

Senate Bill No. 1678

Senate Bill No. 1750

Senate Bill No. 1805

Senate Bill No. 1870

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 2018

Senate Bill No. 2019

Senate Bill No. 2021

Senate Bill No. 2038

Assembly Bill No. 583

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

KRAFT, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 1324

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Assembly Bill No. 1154

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 2022

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

KRAFT, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 879

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

ABSHIRE, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 2418

Assembly Bill No. 2409

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ABSHIRE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 1943

Senate Bill No. 1947

Senate Bill No. 11

Assembly Bill No. 1904

Senate Bill No. 1464

Assembly Bill No. 2408

Senate Bill No. 1998

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ABSHIRE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Joint Resolution No. 37

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

ABSHIRE, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Assembly Bill No. 216

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 919

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 2466

Assembly Bill No. 10

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 1157

Assembly Bill No. 1335

Senate Joint Resolution No. 7

Assembly Bill No. 2556

Assembly Bill No. 81

Assembly Bill No. 3561

Assembly Bill No. 547

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BREED, Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 496

Senate Bill No. 1783

Senate Bill No. 2270

Has had the same under consideration, and reports the same back with the recommendation: Be referred to Senate Rules Committee for referral to the appropriate interim committee for study.

BREED, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Military and Veterans Affairs

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which were referred:

Senate Bill No. 1652

Senate Bill No. 1653

Senate Bill No. 1655

Senate Bill No. 1657

Senate Bill No. 1659

Assembly Bill No. 2781

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

SUTTON, Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 1309

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BREED, Chairman

By CARL L. CHRISTENSEN, Vice Chairman

Above reported bill ordered to second reading.

MOTION TO RESET SPECIAL ORDER

Senator Farr moved that Senate Bill No. 1805 be made a special order of business for Tuesday, May 21, 1957, at 3.30 p.m.

Motion carried.

MOTION TO SET SPECIAL ORDER

Senator McBride moved that Assembly Bill No. 500 be made a special order of business for Tuesday, May 21, 1957, at 4 p.m.

Motion carried.

CONSIDERATION OF DAILY FILE

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received and read:

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Conference concerning:

Senate Bill No. 924—An act to amend Section 1469 of, and to add Section 1473 to the Fish and Game Code, and amend Section 1350 of and add Section 1354 to, the Fish and Game Code as proposed by Assembly Bill 616, relating to wildlife projects, and declaring the urgency thereof, to take effect immediately; consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That Assembly amendments be not concurred in.

That the following amendments be disapproved:

Page 2, line 6, after the words "by negotiation", delete the words "or by condemnation if access is not otherwise obtainable".

Page 3, line 2, after the words "by negotiation", delete the words "or by condemnation if access it not otherwise obtainable".

ED. C. JOHNSON
J. WILLIAM BEARD
FRED S. FAIR

Senate Committee on Conference

ALAN G. PATTEE
E. P. BELLOTTI
LEO W. LOWREY

Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Holter, Ed. C. Johnson, Harold T. Johnson, Kraft, McBrade, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

MOTIONS TO RECONSIDER

Senate Bill No. 1120—An act to add Section 103.2 to the Welfare and Institutions Code, relating to aid to the aged.

Request for Unanimous Consent

Senator Richard asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Senate Bill No. 1120 was passed continued to the next legislative day.

Assembly Bill No. 1214—An act to add Section 1090.1 to the Government Code, relating to public officers.

Request for Unanimous Consent

Senator Murdy asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Assembly Bill No. 1214 was passed, continued to the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 1733—An act to amend Sections 8590 and 8594 of, and to add Sections 8590.1 and 8590.2 to the Water Code, relating to the acquisition of real property, or interest therein, by the Reclamation Board and to the management and control or exchange of such real property or interests therein.

Bill read second time.

Motion to Amend

Senator Ed. C. Johnson moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Senate May 10, 1957, strike out "Sections 8590.1 and 8590.2 of", and insert Section 8590.1 to,".

Amendment No. 2

On page 2, line 32, strike out "4.", and insert "3."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2200—An act to add Section 1052.5 to the Water Code, relating to the State Water Rights Board.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1358—An act to add Section 13000.5 to the Water Code, relating to state participation in projects receiving grants under the Federal Water Pollution Control Act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 13000.5 to", and insert "Chapter 6 (commencing at Section 13110) to Division 7 of".

Amendment No. 2

In line 2 of the title, after "in", insert "sewerage treatment".

Amendment No. 3

In line 3 of the title, after "Act", insert ", and making an appropriation therefor".

Amendment No. 4

On page 1, line 1, strike out "Section 13000.5 is added to", and insert "Chapter 6 (commencing at Section 13110) is added to Division 7 of".

Amendment No. 5

On page 1, between lines 2 and 3, insert

"CHAPTER 6. FEDERAL AND STATE PARTICIPATION IN
SEWERAGE TREATMENT PROJECTS".

Amendment No. 6

On page 1, line 3, strike out "13000.5", and insert "13110".

Amendment No. 7

On page 1, line 4, after "California", insert "that full advantage be taken of federal grants available for sewerage treatment projects in this State and, for this purpose,".

Amendment No. 8

On page 1, line 6, strike out the period, and insert "as amended.

13111. The state board shall take all necessary and proper actions to assure maximum utilization of federal grants available for sewerage treatment projects in this State and shall perform those duties required by federal laws to be performed by the State or its water pollution control agency as a condition to the receipt of federal grants for projects of local agencies in this State.

13112. In selecting, approving, and certifying projects in this State for receipt of federal grants, the state board shall use the criteria set forth in the federal law for determining the priority and desirability of projects.

13113. To assist any local agency in financing a sewerage treatment project which has been approved and certified for receipt of a federal grant, the state board may allocate from funds available for that purpose an amount not to exceed one-half of that portion of the costs of the project which is not to be borne by the Federal Government, and in no event to exceed 30 percent of the cost of the project. In making such allocations for projects of local agencies, the state board shall use the same criteria used in selecting, approving, and certifying projects for receipt of federal grants; however, projects may be so approved and certified without an allocation of funds pursuant to this section or with an allocation of an amount less than the maximum permitted by this section. No allocation shall be made pursuant to this section unless and until the state board is satisfied that the local agency will make funds available for the project in an amount not less than the amount to be allocated by the state board. Allocation for projects of local agencies may be made subject to such conditions and terms as the state board may determine to be in the public interest.

SEC. 2. The sum of one million dollars (\$1,000,000) is hereby appropriated from the General Fund in the State Treasury to be expended without regard to fiscal years by the State Water Pollution Control Board for allocations to public agencies pursuant to Section 13113 of the Water Code."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 1502—An act to amend Section 1351 of, and to add Section 1352 to, the Insurance Code, relating to certificates of authority for reciprocal insurers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Financial Institutions:

Amendment No. 1

On page 1, line 13, of the printed bill, strike out "is in arrears to the State," and strike out lines 14 through 16, inclusive.

Amendment No. 2

On page 1, line 17, strike out "been maintained", and insert "has not maintained the required standard of solvency or has not paid all fees and taxes required".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2081—An act to amend Section 12300.3 of the Financial Code, relating to the use of trust funds by check sellers and cashers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Financial Institutions:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate May 10, 1957, strike out lines 22 through 36, and insert

"Such funds may be used by a licensee for the cashing of checks in the normal course of its business provided such licensee has on file with the commissioner a bond containing the provisions and conditions set forth in Sections 12207 through 12213, inclusive of this code in an amount equal to the total liability of the licensee for money received by a licensee or his agents from the sale of checks, drafts, money orders, or other commercial paper serving the same purpose and for the purpose of paying bills, invoices, or accounts of an obligor as shown by audit on the last day of the previous business year of the licensee, or as at any other more recent date as determined by the commissioner."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2468—An act to repeal Part 4 (commencing with Section 9601), of Division 2 of the Revenue and Taxation Code, relating to the motor vehicle transportation license tax.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 399—An act to add Sections 5006.3 and 5017 to, and to amend Section 506 of, the Public Resources Code, relating to administration of the State Park System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate April 1, 1957, strike out "all".

Amendment No. 2

On page 1, line 7, strike out "local taxing agency", and insert "county".

Amendment No. 3

On page 1, strike out lines 8 through 11, inclusive, and insert "are located an amount computed as follows:

(a) There shall be determined an amount equal to the taxes levied by the county on similar lands similarly situated;

(b) From this amount there shall be deducted an amount equal to 2 per centum of the taxes levied on the total assessed valuation of land within the county;

(c) The resulting balance, if any, shall be paid to the county."

Amendment No. 4

On page 1, lines 13 and 14, strike out "local taxing agency", and insert "county".

Amendment No. 5

On page 1, strike out lines 18 and 19, and insert "larly situated shall be made by the county assessor. The com-".

Amendment No. 6

On page 2, strike out lines 4 to 19, inclusive, and insert "each county under this section. If the total amount in any fiscal year as computed under this section should exceed two hundred fifty thousand dollars (\$250,000), the amounts payable to the several counties shall be ratably reduced so as to limit the total amount payable hereunder to the sum of two hundred fifty thousand dollars (\$250,000)."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 2666—An act to add Article 10 (commencing at Section 428.1) to Chapter 2, Part 1, Division 1, of the Health and Safety Code, relating to treatment of cancer, and making an appropriation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1300—An act to amend Section 3300.46 of the Health and Safety Code, relating to the release of persons confined for violation of isolation orders.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "3300.46", and insert "3297".

Amendment No. 2

On page 1, line 1, strike out "3300.46" and insert "3297".

Amendment No. 3

On page 1, line 3, strike out "3300.46", and insert "3297".

Amendment No. 4

On page 1, line 4, strike out "2600.5", and insert "3351".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1135—An act to amend Section 18251 of, to add Section 18250.1 to, and to repeal Section 18355 of, the Health and Safety Code, relating to the Division of Housing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate May 7, 1957, after the first comma, insert "and".

Amendment No. 2

In lines 2 and 3 of the title, strike out "and to repeal Section 18355 of,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2569—An act to add Chapter 1.7 (commencing at Section 24160) to Division 20 of the Health and Safety Code, relating to control of air pollution.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate April 30, 1957, strike out "control of".

Amendment No. 2

On page 1, line 4, strike out "CONTROL".

Amendment No. 3

On page 1, lines 11 and 12, strike out "in the control of air pollution and in", and insert "respecting air pollution and".

Amendment No. 4

On page 1, line 16, strike out "control", and insert "advice".

Amendment No. 5

On page 2, line 26, strike out "Control".

Amendment No. 6

On page 2, line 29, strike out "control".

Amendment No. 7

On page 2, line 31, strike out "Control".

Amendment No. 8

On page 2, line 45, strike out "Control".

Amendment No. 9

On page 2, line 48, strike out "Control".

Amendment No. 10

On page 3, line 12, strike out "Control".

Amendment No. 11

On page 3, line 28, strike out "for the control of", and insert "respecting".

Amendment No. 12

On page 3, line 39, strike out "control".

Amendment No. 13

On page 4, line 16, strike out "CONTROL".

Amendment No. 14

On page 4, line 18, strike out "Control".

Amendment No. 15

On page 4, line 22, strike out "control".

Amendment No. 16

On page 4, line 30, strike out "control and".

Amendment No. 17

On page 4, line 40, strike out "CONTROL".

Amendment No. 18

On page 4, line 43, strike out "five", and insert "six".

Amendment No. 19

On page 4, lines 48 and 49, strike out "Napa, San Francisco, San Mateo, Santa Clara, Solano, and Sonoma", and insert "San Francisco, San Mateo and Santa Clara".

Amendment No. 20

On page 4, line 52, strike out "Sacramento,".

Amendment No. 21

On page 5, line 1, strike out "Yolo,".

Amendment No. 22

On page 5, line 5, strike out "San Joaquin,".

Amendment No. 23

On page 5, line 6, strike out "Stanislaus,".

Amendment No. 24

On page 5, between lines 6 and 7, insert

"(f) Region 6, comprising Napa, Sacramento, San Joaquin, Sonoma, Stanislaus, and Yolo Counties."

Amendment No. 25

On page 5, strike out lines 31 and 32, and insert

"(d) The board of Region 4 shall consist of three members."

Amendment No. 26

On page 5, line 33, strike out "six", and insert "five".

Amendment No. 27

On page 5, between lines 36 and 37, insert

"(f) The board of Region 6 shall consist of three members."

Amendment No. 28

On page 5, line 44, strike out ", except an ex officio member,".

Amendment No. 29

On page 6, line 21, strike out "and its control".

Amendment No. 30

On page 6, lines 26 and 27, strike out "and air pollution control".

Amendment No. 31

On page 6, line 32, strike out "control", and insert "abatement".

Amendment No. 32

On page 6, lines 36 and 37, strike out "in the abatement, prevention and control of", and insert "concerning".

Amendments read, and adopted.

Bill ordered printed.

Motion to Re-refer Senate Bill No. 2569

Senator McBride moved that Senate Bill No. 2569 be re-referred to Committee on Finance.

Motion carried.

Motion to Re-refer Senate Bill No. 2666

Senator McBride moved that Senate Bill No. 2666 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 2276—An act to amend the title of Article 3 (commencing with Section 8721) of Chapter 3 of Part 3 of Division 2 of, and Sections 8607, 8715, 8721, 8722, 8723, 8732, 9151 and 9351 of, and to add Sections 8612, 8712.5, 8751.5 and 8994.5 to, and to repeal Sections 8724 and 8731 of, the Revenue and Taxation Code, relating to the use fuel tax, to provide for the collection of the tax by vendors.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 8, 1957, after "to", strike out "amend the title of", and insert "repeal".

Amendment No. 2

In line 3 of the title, strike out "Sections 8607, 8715, 8721, 8722, 8723," and insert "to amend Sections 8715,".

Amendment No. 3

In line 4 of the title, strike out "8712.5," and insert "and".

Amendment No. 4

In line 4 of the title, strike out "and 8994.5".

Amendment No. 5

In line 5 of the title, strike out "Sections 8724 and", and insert "Section".

Amendment No. 6

On page 1, line 1, strike out "The title of"

Amendment No. 7

On page 1, line 3, after "is", strike out "amended to read:", and insert "repealed."

Amendment No. 8

On page 1, strike out lines 5 to 14, inclusive.

Amendment No. 9

On page 1, line 15, strike out "3", and insert "2".

Amendment No. 10

On page 2, line 3, strike out "4", and insert "3".

Amendment No. 11

On page 2, strike out lines 7 to 39, inclusive.

Amendment No. 12

On page 2, line 40, strike out "9", and insert "4".

Amendment No. 13

On page 2, line 41, strike out "10", and insert "5".

Amendment No. 14

On page 2, strike out lines 47 to 52, inclusive.

Amendment No. 15

On page 3, strike out lines 1 and 2.

Amendment No. 16

On page 3, line 3, strike out "12", and insert "6".

Amendment No. 17

On page 3, strike out lines 9 to 15, inclusive.

Amendment No. 18

On page 3, line 16, strike out "14", and insert "7".

Amendment No. 19

On page 3, line 38, strike out "15", and insert "8".

Amendment No. 20

On page 3, line 46, strike out "16", and insert "9".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 2196—An act to amend Sections 6305, 6352, 6356 and 6365 of the Water Code, relating to supervision of dams.

Bill read second time, and ordered to third reading.

Assembly Bill No. 4124—An act to amend Sections 30754, 30816 and 30817 of the Water Code, relating to appointments in lieu of elections.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1028—An act to amend Section 10202.7 of the Insurance Code, relating to group life policies.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2248—An act to amend Section 2540 of the Elections Code, relating to the qualification requirements for political parties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Election:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Assembly April 26, 1957, strike out "2", and insert "3".

Amendment No. 2

On page 1, line 19, strike out "2", and insert "1".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 499—An act to amend Sections 9501, 9561, 9580, 9625, and 9626, and the heading of Article 2 (commencing with Section 9625) of Chapter 5 of Part 5, of Division 8 of, to add Section 9511.1 to, and to add Article 3 (commencing with Section 9650) to Chapter 5 of Part 5 of Division 8 of, the Health and Safety Code, relating to community and private mausoleums and columbariums, the construction thereof, and matters incidental thereto.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3375—An act to amend Section 24352.5 of the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3376—An act to amend Section 24367.13 of the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3377—An act to amend Section 673.5 of the Vehicle Code, relating to air pollution.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3373—An act to amend Section 24354.9 of the Health and Safety Code, relating to air pollution.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in the Assembly April 15, 1957, strike out "system", and insert "district."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

EXPLANATIONS OF ABSENCE

Senator Kraft requested that the record show that he and other members of the Revenue and Taxation Committee were absent because of their attendance in committee meeting.

Senator Desmond requested that the record show that he was absent because he was presenting bills at the Revenue and Taxation Committee.

Senator Hollister requested that the record show that the members of the Military and Veterans Committee were absent because of their attendance in committee meeting.

CALL OF THE SENATE

Senator Miller moved a call of the Senate.

Motion carried.

Time, 2.37 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

Senator Richards Presiding

At 3.55 p.m., Senator Richard Richards of the Thirty-eighth District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS**

Senate Bill No. 1111—An act to add Section 6625.5 to the Business and Professions Code, relating to the practice of barbering.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate May 13, 1957, after "paid", insert "that the certificate holder will be subjected to examination if renewal is not accomplished before the expiration date of the fifth year".

Amendment No. 2

On page 1, between lines 7 and 8, insert

"The board may comply with the 30 days notice requirement contained in this section by giving written notice to each barber shop 30 days in advance of the regular renewal date of a certificate issued under this chapter."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 827—An act to amend Sections 956 and 988h of the Code of Civil Procedure, relating to appeal and review in civil actions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 382—An act to amend Section 157.5 of the Vehicle Code, relating to horseless carriages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Berry, Brown, Byrne, Cobey, Collier, Desmond, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Teale, and Thompson—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 421—An act to add Section 188.3 to the Streets and Highways Code, relating to the State Highway Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, and Thompson—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator McBride Presiding

At 3.08 p.m., Senator James J. McBride of the Thirty-third District, presiding.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 1870—An act to amend Section 103.3 of the Welfare and Institutions Code, relating to public assistance payments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1983—An act to amend Section 103.4 of the Welfare and Institutions Code, relating to public assistance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C.

Johnson, Harold T. Johnson, Miller, Montgomery, Murdy, Regan, Teale, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1678—An act to amend Sections 74182, 74183, 74184 and 74185 of, and to add Section 74186 to, the Government Code, relating to the officers and attaches of the municipal court established in a district embracing the City of Sacramento.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1688—An act to amend Sections 73872, 73873, and 73874 of, and to add Section 73875 to, the Government Code, relating to the officers and attaches of the municipal court established in a district embracing the City of North Sacramento.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1978—An act to amend Section 28108 of the Government Code, relating to compensation for public services in the counties of the eighth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2654—An act to add Sections 5402.3, 5439.3, 5541.5, 5641.05, and 5720.5 to the Public Resources Code, and to add Section 61600.5 to the Government Code, relating to the operation and maintenance of television transmission or relay facilities by recreation park and parkway districts, county recreation districts, regional park districts, park, recreation and parkway districts, regional shoreline park and recreation districts, and community service districts.

Motion to Refer Bill to Inactive File

Senator Cunningham moved that Senate Bill No. 2654 be placed on the inactive file.

Motion carried.

President of the Senate Presiding

At 3.26 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Senate Bill No. 728—An act to add Article 8 to Chapter 3, Division 9 of the Education Code, relating to the powers and duties of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1169—An act to add Article 7, comprising Sections 3571 through 3584, to Chapter 11 of Division 2 of the Education Code, relating to the formation of high school districts from territory in existing high school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Motion to Amend Title

Senator Collier moved the adoption of the following amendment to the title of Senate Bill No. 1169:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate May 16, 1957, strike out "3584", and insert "3585".

Amendment read, and adopted.

Senate Bill No. 1169 ordered reprinted and transmitted to the Assembly.

Request to Be Excused

Senator Richards requested that the record show that Senators Cobey, Regan, and Richards were excused for legislative business.

Request granted.

Senator Byrne requested that the record show that Senators Murdy, Burns, and Byrne were excused for legislative business.

Request granted.

Senate Bill No. 1878—An act to add Sections 7805, 7806, 7807, 7808, and 7809 to the Education Code, relating to state school building aid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, and Thompson—22.

NOES—None.

Motion to Amend Title

Senator Donnelly moved the adoption of the following amendment to the title of Senate Bill No. 1878:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 16, 1957, strike out "7808 and 7809", and insert "and 7808".

Amendment read, and adopted.

Senate Bill No. 1878 ordered reprinted and transmitted to the Assembly.

Senate Bill No. 995—An act to amend Sections 2020 and 2025 of, the Welfare and Institutions Code, relating to old age assistance.

Motion to Re-refer Senate Bill No. 995

Senator McBride moved that Senate Bill No. 995 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1890—An act to add Section 2020.1 to the Welfare and Institutions Code, relating to old age assistance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2336—An act to amend Section 2016 of the Welfare and Institutions Code, relating to aid to the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1279—An act to amend Section 682.1 of the Code of Civil Procedure, relating to the writ of execution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, and Thompson—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1296—An act to add Section 682.2 to the Code of Civil Procedure, relating to writ of execution proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, and Thompson—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 782—An act to amend Section 1170 of the Harbors and Navigation Code, relating to pilotage rates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, and Thompson—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 764—An act to amend Section 452 of the Education Code, relating to the superintendent of schools of Amador County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 60—An act to add Chapter 2a (commencing at Section 165) to Division 2 of the Agricultural Code and to repeal Section 1324 of the Fish and Game Code, relating to nutria.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1481—An act to repeal Sections 276 and 277 and to add Section 276 and amend Section 381 of the Vehicle Code, relating to the expiration of drivers' licenses and the fees for drivers' licenses.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2661—An act to amend Section 14645 of the Education Code, relating to the employment of retired teachers.

Bill read third time, and presented by Senator Harold T. Johnson. The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 412—An act to amend Section 2751 of the Elections Code, relating to certification of candidates.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 293—An act to amend Sections 1452, 1505, and 1506 of the Elections Code, relating to measures on the ballot.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1632—An act to amend Section 3041 of the Elections Code, relating to independent nominations.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 287—An act to add Section 5931.7 to the Elections Code, relating to war voters.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 415—An act to amend Section 75025 of the Government Code, relating to judges' retirement.

Bill read third time.

Motion to Amend

Senator Harold T. Johnson moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill as amended in Senate May 2, 1957, strike out lines 8 and 9, and insert "as a judge, or with an aggregate of 20 years of service as a".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1557—An act to amend Section 585 of the Vehicle Code, relating to removal of vehicles from highways.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 271—An act to amend Sections 132 and 132.6 of the Elections Code, relating to registration.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 399—An act to amend Section 7068 of the Business and Professions Code, relating to qualified employees.

Bill read third time, and presented by Senator Gibson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3096—An act to amend Sections 7725, 7726, and 7729 of the Business and Professions Code, relating to funeral directors.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3097—An act to amend Section 7707 of, and add Section 7718.5 to, the Business and Professions Code, relating to funeral directors and embalmers.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3327—An act to amend Section 7031 of the Business and Professions Code, relating to contractors.

Bill read third time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Assembly April 11, 1957, strike out "said code", and insert "the Business and Professions Code".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Assembly Bill No. 597—An act to add Section 6453.5 to the Revenue and Taxation Code, relating to sales tax.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 974—An act to amend Sections 6202, 6203, 6357, 6738, 6757, 6933, and 7151 of the Revenue and Taxation Code, relating to sales and use taxes.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Motion to Reconsider

Senator Robert I. McCarthy moved to reconsider the vote whereby Assembly Bill No. 974 was passed.

Postponement of Reconsideration

On motion of Senator Robert I. McCarthy, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 974 was passed, was continued until the next legislative day.

Assembly Concurrent Resolution No. 147—Relative to memorializing Charles A. Ginnever.

Resolution read, and presented by Senator Dolwig.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 149—Relative to congratulating the George Washington High School in San Francisco and the principal thereof.

Resolution read, and presented by Senator Robert I. McCarthy.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Constitutional Amendment No. 16—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 14 of Article I thereof, relating to eminent domain.

Resolution read, and presented by Senator Teale.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 13—Relative to the name of the Wilson Creek Bridge on State Highway Route 1.

Resolution read, and presented by Senator Collier.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1447—An act to add Section 1677 to the Civil Code, relating to unlawful contracts.

Bill read third time, and presented by Senator Murdy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Christensen, Collier, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Teale, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1880—An act to amend Section 28117 of the Government Code, relating to public officers and employees.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1881—An act to amend Section 73826 of the Government Code, relating to official court reporters.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2680—An act to amend Sections 8200 and 8205.1 of the Government Code, relating to notaries public.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1615—An act to amend Section 2982 of the Civil Code, relating to conditional sales of motor vehicles.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1759—An act to amend Section 2982 of the Civil Code, relating to conditional sales of motor vehicles.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary Jack W. Bybee at the Desk

Assembly Bill No. 746—An act to amend Section 651 of the Unemployment Insurance Code relating to the definition of "employment".

Bill read third time, and presented by Senator Farr.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1985—An act to add Section 654 to the Unemployment Insurance Code, relating to the definition of "employment".

Bill read third time, and presented by Senator Farr.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1663—An act to amend Sections 3860 and 3861 of the Labor Code, relating to attorney's fees.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2614—An act to amend Section 1944 of the Labor Code, relating to the employment of aliens by local hospital districts and county hospitals.

Bill read third time, and presented by Senator Teale.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 599—An act to add Section 270.5 to the Labor Code and to amend Section 272 of the Labor Code, relating to security for payment of wages.

Bill read third time, and presented by Senator Harold T. Johnson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky,

Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2111—An act to amend Sections 158, 164, 180, 205 and 375 of the Vehicle Code, relating to license plates.

Bill read third time, and presented by Senator Robert I. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2190—An act to amend Section 445.1 of the Vehicle Code, relating to driver training schools.

Bill read third time, and presented by Senator Robert I. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3227—An act to add Article 7.5 (comprising Sections 53840 to 53844, inclusive) to Chapter 4 of Part 1 of Division 2 of Title 5 of the Government Code, relating to county short term loans, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Miller.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2415—An act to amend Section 32132 of the Health and Safety Code, relating to district hospitals.

Bill read third time, and presented by Senator Teale.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2523—An act to amend Section 32002.3 of the Health and Safety Code, relating to district hospital elections.

Bill read third time, and presented by Senator Teale.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2615—An act to add Section 32121.1 to the Health and Safety Code, relating to the delegation of authority to the hospital administrators of a local hospital district.

Bill read third time, and presented by Senator Teale.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2617—An act to amend Section 32121 of the Health and Safety Code, relating to the powers of a local hospital district to prescribe the duties and powers of the hospital administrators.

Bill read third time, and presented by Senator Teale.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3957—An act to amend Section 32004.8 of the Health and Safety Code, relating to hospital district.

Bill read third time, and presented by Senator Teale.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1278—An act to add Section 2206.5 to the Education Code, relating to gifts, donations, bequests, and devises to junior colleges and to the governing boards of districts maintaining junior colleges.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky,

Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1548—An act to amend Section 6448 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1450—An act to repeal Article 5 of Chapter 1 of Part 2 of Division 2, comprising Section 1570 to 1574, inclusive, of the Welfare and Institutions Code, relating to eligibility for aid to needy children.

Bill read third time, and presented by Senator Murdy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Teale, and Thompson—25.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 748—An act to add Section 3084.5 to the Welfare and Institutions Code, relating to aid to the blind.

Bill read third time, and presented by Senator Gibson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1734—An act to amend Section 24560 of the Education Code, relating to furnishing of personal information concerning pupils.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2261—An act to amend Section 12304 of the Education Code, relating to life diplomas.

Bill read third time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 9, 1957, strike out "Section 12304", and insert "Sections 6334 and 12304".

Amendment No. 2

In line 2 of the title, strike out "life diplomas", and insert "the Public School System".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, after line 14, insert

"Sec. 2. Section 6334 of said code is amended to read:

6334. Except in districts where no district tax is levied and in elementary districts employing but one teacher, the publication budget for the ensuing school year to which it is intended to apply, showing the functions and objects of expenditure, cash balances, and all the appropriations from the State as required to be tabulated in Sections 6301-6302 of this code for the ensuing and last preceding fiscal year, and the district tax requirement for the school year to which the publication budget is intended to apply and for the last preceding school year, shall be published by the county superintendent of schools at least once in a newspaper of general circulation published within the district, or if there is no such newspaper [in the district], then in [a] the newspaper of general circulation published nearest to the district, prior to its adoption. The cost of the publication shall be a proper and legal charge against the school district or districts for which the publication is made, and shall not exceed the rate fixed by the board of supervisors for official advertising. Publication shall be made during the last week in July of each year, and shall contain a notice that a public hearing will be held before the governing board of the school district, in a schoolhouse in the district, or in some other place conveniently accessible to the residents of the district, during the first week of August, at which any taxpayer in the district may appear and object to the proposed budget or any item of the budget. The hearing may be concluded on such publication budget when there are no requests on file for further hearing. The budget shall not be finally adopted by the governing board of the district until after the public hearing has been held. In the case of a school district or districts in which the average daily attendance of all said districts combined is in excess of 200,000, governed by the same governing board, the public hearing during the first week of August need not be held if there have been at least two public meetings on the publication budget prior to the first week of August, at which public meetings any changes proposed to be made in the publication budget for the final budget shall have been presented."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 403—An act to amend the title of Article 8 (commencing with Section 16751) of Chapter 4 of Division 8, and Sections 16751, 16831, 16833, 16863, and 17113 of the Education Code, relating to school attendance supervisors.

Bill read third time, and presented by Senator Dorsey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Christensen, Collier, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Teale, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 405—An act to amend Section 4233 of the Education Code, relating to standards for the formation of junior college districts.

Bill read third time, and presented by Senator Dorsey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Christensen, Collier, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Teale, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 407—An act to amend Section 6854 of the Education Code, relating to physically handicapped pupils instructed by the county superintendent of schools.

Bill read third time, and presented by Senator Dorsey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Christensen, Collier, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Teale, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 785—An act to amend Section 20254 of the Education Code, relating to schools and colleges under the jurisdiction of the Department of Education, and making an appropriation.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 831—An act to amend Sections 7101.1, 7101.2, and 7101.5 of the Education Code, relating to education of physically handicapped minors.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1107—An act to amend Section 18054 of the Education Code, relating to continuing contracts.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky,

Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Teale, and Thompson—25.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2193—An act to amend Section 16271.1 of the Education Code, relating to the use of school busses.

Bill read third time, and presented by Senator Robert I. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Teale, and Thompson—25.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1732—An act to add Section 651 to Chapter 9 of Part 1 of Division 1 of the Insurance Code, relating to cancellation of insurance policies.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2347—An act to add Sections 26906.1 and 29120.3 to the Government Code, relating to counties.

Bill read third time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate April 12, 1957, after "auditor", insert "; with the approval of the board of supervisors,".

Amendment No. 2

On page 1, in line 11, strike out "; except that,"; and strike out all of lines 12, 13, and 14; and in line 15, strike out "visors".

Amendment No. 3

On page 1, in line 19, strike out "Upon a final deter-"; and strike out lines 20 to 23, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 4140—An act to amend Sections 32202 and 32203 of, and to add Section 32134 to, the Health and Safety Code, relating to hospital districts, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Miller.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Christensen, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2627—An act to add Sections 428.2, 428.3, 428.4, 428.5 and 428.6 to the Fish and Game Code, relating to fishing licenses.

Bill read third time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly March 21, 1957, after "Code," insert "and add Article 6 (commencing with Section 7240) to Chapter 1, Part 2, Division 6 of the Fish and Game Code as proposed by Assembly Bill No. 616,".

Amendment No. 2

On page 2, after line 8, insert

"SEC. 7. Article 6 is added to Chapter 1, Part 2, Division 6 of the Fish and Game Code as proposed by Assembly Bill No. 616, to read:

Article 6. Trout License Stamps

7240. In addition to the sport fishing license provided for in Section 7146, each person over the age of 16 years who takes trout shall first procure a trout license stamp which shall be issued by the department upon the payment of a fee of two dollars (\$2). Persons who are exempted from the purchase of a sport fishing license shall not be required to purchase a trout license stamp and such stamp is not required of persons fishing for salmon or steelhead trout.

7241. At the time of purchase each person buying a trout license stamp shall sign his name in ink on the face of the stamp and permanently affix it to his sport fishing license in the space provided therefor.

7242. It is unlawful for any person to have in his possession at any time while fishing, a trout license stamp not legally signed or affixed to his license.

7243. Trout license stamps shall be issued, sold, and accounted for in the same manner as sport fishing licenses and the same compensation is payable for the sale thereof.

7244. A trout license stamp, when attached to a sporting fishing license, shall authorize the person to whom issued to take trout in accordance with the law for a calendar year, or, if issued after the beginning of such year, for the remainder thereof.

7245. The provisions of this article shall become operative with the issuance of the 1958 sport fishing licenses.

SEC. 8. Section 7 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Sections 428.2, 428.3, 428.4, 428.5, and 428.6 of the Fish and Game Code adopted in 1933 are repealed."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2628—An act to amend Section 1201.3 of the Fish and Game Code, relating to pheasant tags.

Bill read third time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code," insert "and amend Section 3652 of the Fish and Game Code as proposed by Assembly Bill No. 616,"

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 7, insert

"SEC. 2. Section 3652 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

3652. Any person who possessed a valid hunting license may, upon payment of [one dollar (\$1)] *two dollars (\$2)*, procure the number of pheasant license tags corresponding to the number of pheasants that may be legally taken by one person during the then current license year.

SEC. 3. Section 2 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Sec. 1201.3 of the Fish and Game Code adopted in 1933 is repealed."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH

At 5.26 p.m., on motion of Senator Miller, further proceedings under the call of the Senate were dispensed with.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 124: By Senator Robert I. McCarthy—Relative to the tenth anniversary of the founding of the Labor-management School of the University of San Francisco.

Request for Unanimous Consent

Senator Robert I. McCarthy asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 124, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 124

Senate Concurrent Resolution No. 124—Relative to the tenth anniversary of the founding of the Labor-management School of the University of San Francisco.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 125: By Senator Robert I. McCarthy—Relative to congratulating Mr. Bob Brady as national amateur handball champion.

Request for Unanimous Consent

Senator Robert I. McCarthy, asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 125, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 125

Senate Concurrent Resolution No. 125—Relative to congratulating Mr. Bob Brady, as national amateur handball champion.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 126: By Senators Cobey, Miller, Ed. C. Johnson, Arnold, and Murdy—Relative to the scope of a study of the Department of Fish and Game and the Fish and Game Commission to be made as directed by Senate Bill No. 325 of the 1957 Regular Session of the Legislature.

Referred to Committee on Fish and Game.

RESOLUTIONS

The following resolution was offered:

By Senator Thompson:

Senate Resolution No. 129

Relative to the creation of the Senate Interim Committee on Cancer

WHEREAS, Legislation has been introduced to provide for the regulation and control of the diagnosis, treatment, and cure of cancer, and for the establishment of a state agency for that purpose; and

WHEREAS, The public welfare requires that a complete study of this subject be made in order to determine the scope and nature of legislation thereon that should be enacted; now, therefore, be it

Resolved by the Senate of the State of California, As follows:

1. The Senate Interim Committee on Cancer is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the diagnosis, treatment and cure of cancer and the regulation and control thereof, including all phases of the subject matter of Assembly Bill No. 2359 of this session, and including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Senate, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of _____ Members of the Senate appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1959 Regular Session, with authority to file its final report not later than the _____ legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The committee shall hold public meetings in the northern and southern parts of the State. It may meet and act at any place within the State or the United States in pursuing the investigation committed to it.

7. The committee shall obtain from appropriate federal agencies, from the State Department of Public Health, and from the universities in this State, all available data and information they may have with respect to cancer remedies, whether proved or unproved.

8. The sum of fifty thousand dollars (\$50,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 2048

Senate Bill No. 2049

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 2048

Senator Kraft moved that Senate Bill No. 2048 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2048—An act to amend Section 6852 of the Business and Professions Code, relating to collection agencies.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "6852 of the Business and Professions Code", and insert "538 of Code of Civil Procedure".

Amendment No. 2

In line 2 of the title, strike out "agencies", and insert "of debts".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 to 9, inclusive, and insert

"SECTION 1. Section 538 of the Code of Civil Procedure is amended to read:
538. The clerk of the court, or the justice, where there is no clerk, must issue the writ of attachment upon receiving an affidavit by or on behalf of the plaintiff showing:

1. The facts specified in Section 537 which entitle him to the writ;
2. The amount of the indebtedness claimed, over and above all legal set-offs or counterclaims, or the amount claimed as damages; and
3. That the attachment is not sought, and the action is not prosecuted, to hinder, delay, or defraud any creditor of the defendant.

Provided, however, that no attachment may be issued under this chapter in any action in which the sum claimed, exclusive of interest, is less than [thirty] *one* hundred dollars [(\$30)] (\$100).

In all cases where the earnings of the judgment debtor which would be exempt under the provisions of Section 690.11 of the Code of Civil Procedure are sought to be attached on the ground that the action is brought to collect a debt incurred for the common necessities of life, the affidavit must contain a statement to that effect, and must specify the character or nature of the items constituting the alleged necessities."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 2049

Senator Kraft moved that Senate Bill No. 2049 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2049—An act to amend Section 6854 of the Business and Professions Code, relating to collection agencies.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "6854 of the Business and Professions", and insert "1671 of the Civil".

Amendment No. 2

In line 2 of the title, strike out "agencies", and insert "of debts".

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 1671 of the Civil Code is amended to read:

1671. The parties to a contract may agree therein upon an amount which shall be presumed to be the amount of damage sustained by a breach thereof, when, from the nature of the case, it would be impracticable or extremely difficult to fix the actual damage.

It is lawful to provide in any contract of sale or conditional sale that in the event that suit is instituted to collect money owing by the buyer, such buyer shall be liable for court costs or the seller's attorney's fees, or both, but it shall be unlawful for any such contract to provide that, in the event of default, the buyer shall be

liable for other costs of collection, such as fees of collection agencies, nor shall any provision in such contract making the buyer liable, in the event of default, for costs of collection, be construed to refer to costs other than court costs and attorney's fees."

Amendment No. 4

On page 1, strike out lines 2 to 22, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 1698

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 1698

Senator Murdy moved that Senate Bill No. 1698 be amended and referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1698—An act to amend Sections 2021, 2160, 2187, 2200, 3025, 3040, 3041, 3044, 3087.1, 3090, 3420, 3430, 3431, 3450 and 3480 of, and to repeal Sections 2160.2, 2201, 3042 and 3090.5 of the Welfare and Institutions Code, relating to county residence requirements for recipients of old age security and aid for the blind and making a appropriation.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate April 5, 1957, between "Sections" and "2021", insert "203.8,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 6, between lines 25 and 26, insert

"SECTION 16. Section 203.8 of said code is amended to read:

203.8 *Notwithstanding any other provision of this code the county which is responsible for the payment of public assistance to any person or group of persons under Chapter 1 of Part 2 of Division 2, Chapter 1 of Division 3, or Division 5 and the needy relative in case of aid to needy children, [has removed] shall provide the necessary hospital or medical care, or both, if [needed] otherwise qualified for such care [during the one-year period of establishment of residence under Section 1527, 2200, 3090, and 3450 notwithstanding the provisions of Section 203.7 of this code]. If a recipient of public assistance moves from one county to another county within this State to make his home the county to which such recipient removes shall become responsible for providing medical or hospital care or both, if he is otherwise qualified for such care, upon notification by the first county that such recipient has moved to the second county for the purpose of making his home in said county."*

Amendment No. 3

On page 6, line 26, strike out "16", and insert "17".

Amendment No. 4

On page 6, line 28, strike out "17", and insert "18".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 1925

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

CUNNINGHAM, Chairman

MOTION TO AMEND SENATE BILL NO. 1925

Senator Ed. C. Johnson moved that Senate Bill No. 1925 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1925—An act to add Section 11261 to the Water Code, relating to state administration of water resources, including state construction of flood control works, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Ed. C. Johnson moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 15 through 17, and insert "SEC. 2. The sum of thirty-seven million three hundred forty-six thousand three hundred dollars (\$37,346,300) is appropriated from the Investment Fund to the Department of Water Resources to".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Constitutional Amendment No. 1

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

CUNNINGHAM, Vice Chairman

MOTION TO AMEND SENATE CONSTITUTIONAL AMENDMENT NO. 1

Senator Regan moved that Senate Constitutional Amendment No. 1 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XIV thereof new sections to be numbered 5, 6, 7, 8, 9, and 10, relating to water, and the development, conservation, and use thereof.

Resolution read.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, between lines 9 and 10, of the printed measure, insert

"SEC. 5. It is hereby declared that because of conditions prevailing in this State it is necessary for the State to assume a continuing responsibility for assuring the timely and economical development of the water resources of the State. In discharging this responsibility the State shall coordinate its activities with those of private enterprise, public agencies, and the Federal Government and may cooperate with them to that end.

Second, that Section 6 be added to Article XIV thereof, to read:

SEC. 6. (a) Each area of the State wherein water not subject to existing rights originates in quantities exceeding the reasonable ultimate requirements of such area and constituting a practicable source of water for use in other portions of the State shall be deemed for the purposes of Sections 5 to 10, inclusive, of this Article XIV to be a "surplus water area." The board shall issue no permits for the exportation of water from any area of the State unless such area shall have been determined to be a "surplus water area."

(b) Prior to authorization of the construction or acquisition of any facility by the State, a purpose of which is the exportation of water from a surplus water area, or before any assignment or relinquishment by the State to an assignee for such purpose shall become effective, and before issuing any permit for the appropriation of water to be exported from a "surplus water area," the board shall determine the boundaries of each surplus water area affected thereby and shall reserve for use within each such surplus water area, from the water originating therein and not subject to existing rights, the quantities of water reasonably required for ultimate beneficial use therein. In determining the boundaries of any such surplus water area, the board shall include all land within the watershed of the stream or stream system affected by or involved in such determinations and all land adjacent to such watershed which feasibly can be served with water therefrom.

(c) All such determinations and reservations shall be made after investigation and consideration of relevant factors, including the long-range planning of the State for the development, conservation, and utilization of the water resources of such areas, and after giving reasonable notice and opportunity to be heard in conformity with such procedure as the Legislature may prescribe.

(d) All such determinations and reservations provided for in this section shall be subject to judicial review de novo which review may be initiated in the superior court of any county within or partially within the surplus water area and said court shall have jurisdiction of such actions, and any appeals from the findings and decisions of the board shall be filed within 90 days after the filing of the board's findings and decision.

(e) Each reservation so made for any surplus water area shall be binding upon all persons.

(f) The board on its own motion or on petition of any interested person, must forthwith re-examine and revise, either by increasing or decreasing, any reservation made pursuant hereto at any time it appears that it is no longer reasonable.

(g) Whenever the amount of water available under the reservation made for a surplus water area has become inadequate to meet the reasonable requirements for beneficial use of water in such area, then and thereupon the amount of water reserved for the surplus water area shall be forthwith increased by the amount of such deficiency and water subject to export from the surplus water area shall be reduced by the same amount. To the extent that the amount of water committed by contract for export from the surplus water area is so reduced, the State shall guarantee the prompt replenishment of such contract commitment. To meet this guarantee the water required by the area to which the water was theretofore committed by contract shall have first priority with respect to water available for export from any surplus water area by means of any state constructed facility or project from which it can be delivered by practical and feasible methods, either by substitution in the surplus water area for the additional water to be furnished to it or by direct delivery to the area whose water supply has been so reduced as aforesaid. Any additional expense involved in such replenishment of the water supply in excess of that which would be involved if there were no such substitution shall be borne by

the area to which such water was originally committed for export. The Legislature shall take such further action as may be necessary to fulfill this guarantee.

Third, that Section 7 be added to Article XIV thereof, to read:

SEC. 7. (a) The Water Development Fund is created as a special fund in the State Treasury, the moneys, securities and increment of which shall be expended solely as provided in this section.

(b) There shall be deposited in the Water Development Fund:

(1) All revenues received by the State from the extraction of oil and gas from tide and submerged lands and state public lands in excess of ten million dollars (\$10,000,000) in each fiscal year, over and above the cost of administration of all such lands and any refunds authorized by law;

(2) Four million dollars (\$4,000,000) each month from the first revenues received in the General Fund after setting apart the moneys required to be applied by the State to the support of the Public School System and State University;

(3) All money in the Revenue Deficiency Reserve Fund;

(4) All money in the Investment Fund;

(5) All revenues over and above the cost of operation, maintenance, and the amounts required for the payment of principal and interest on any bonds issued to secure funds for the construction of the project producing the revenues, received by the State from the sale or furnishing of water, water power, and electric energy from any State water development project, or in the case of a joint project, the portion of such revenues to which the State is entitled;

(6) The proceeds of the sale of any state bonds issued to provide funds for water resource development; provided, however, that if the bonds are authorized for the purpose of providing funds for the cost of designated facilities, the proceeds of the sale thereof, when deposited in the Water Development Fund, shall be used for that purpose and no other; and

(7) Any other funds made available to the Water Development Fund by appropriations, gift, grant, or any other means;

(8) Provided, however, that at any regular session the Legislature, by a vote of three-fourths of the members elected to each house, may reduce the amount of the revenues specified in subparagraphs (1) and (2) of this paragraph (b) to be deposited in the Water Development Fund during the next succeeding 12 months.

(c) Any money in the Water Development Fund may be appropriated by majority vote of the members elected to each house of the Legislature for: (1) construction or acquisition by the State, either alone or in conjunction with any person, of facilities authorized by the Legislature, or for the service of any indebtedness incurred in such construction or acquisition which is authorized by law; or (2) loans, on such terms, which may include the waiver of any interest charges, as may be prescribed by the Legislature to public agencies for the construction of facilities.

No appropriation from the fund shall be made for the construction or acquisition of any facility which is in substantial conflict with any general or coordinated plan approved by the Legislature for the development, conservation and utilization of the water resources of the State. The initial appropriation for any facility to be constructed or acquired by the State shall not be made until the department has certified to the Legislature that in its judgment the capital costs of the project of which such facility is a part will be repaid from the revenues from the project within such period of time as the Legislature may prescribe, except to the extent that the Legislature determines such costs to be nonreimbursable expenditures benefiting the State. In determining whether revenues from the project will be sufficient to repay the cost of any facility and in establishing rates for services from the project, revenues from other project services may be utilized to assist in defraying that portion of the cost of works which is allocable to irrigation and which the department finds is in excess of the payment ability of irrigation water users.

(d) Eighty percent (80%) of all money deposited in the Water Development Fund shall be used solely for the construction or acquisition of major inter-regional water transfer projects, and twenty percent (20%) shall be used solely for the construction or acquisition of projects of primarily local benefit and effect. By a three-fourths vote of the members elected to each house, the Legislature at any regular session may revise such percentages with respect to the money to be deposited in the Water Development Fund during the next succeeding 12 months.

(e) Subject to all the provisions of this Section 7, priority in the appropriation and expenditures of moneys in the Water Development Fund shall be given first, to the construction of facilities and projects necessary to make up deficiencies resulting from the reduction of export allotments because of the applications of the provisions of Sections 6(f) and 6(g) hereof.

(f) Whenever the Legislature authorizes the construction or acquisition by the State of any water storage reservoir that will develop water for use outside the watershed in which it originates and in which such water storage reservoir is located, the Legislature shall also authorize such additional upstream water storage reservoirs and other facilities, except distribution systems, as may then be determined by the Legislature to have engineering feasibility and to be necessary and practical to satisfy the reasonable ultimate requirements of the area dependent

upon such upstream developments and shall provide for the financing and construction by the State of each such upstream reservoir and other facility when it is needed.

Fourth, that Section 8 be added to Article XIV thereof, to read:

SEC. 8. (a) Subject to all existing water rights and to reservations made pursuant to Section 6 and to all other provisions hereof, the Legislature shall authorize the department to execute on behalf of the State, contracts for the sale or delivery of water to be made available by facilities or projects authorized for construction or acquisition by the State. No right to water or to the use of water so contracted to be sold or delivered by the State adverse to the right of the person contracting therefor shall be acquired by any other person.

(b) Each such contract shall provide: (1) for the substitution of water in equal quantity and of substantially equal quality from an alternate source or sources of supply without increase in the contract price, (2) for periodic adjustment of the contract price to reflect any changes in costs of operation and maintenance, and (3) that the right to require delivery of water under such contract shall be limited to such water as shall be reasonably required for the beneficial use to be served, and (4) that such contract, to the extent that it involves the exportation of water from a surplus water area, shall be subject to the reservation made pursuant to subsection 6(b), and to any revision thereof made pursuant to subsection 6(f) hereof, and any reduction resulting under subsection 6(g) hereof.

(c) The Legislature may also authorize the execution on behalf of the State of contracts for the sale or delivery of electric energy made available by any such facility or project.

(d) The provisions of Article I, Section 16 of this Constitution prohibiting the impairment of the obligation of contracts shall apply to all contracts made by the State pursuant to this Section 8, including contracts with public agencies. Any act of the Legislature dissolving any public agency which has so contracted with the State shall provide for continuity of adequate service in the distribution to ultimate consumers and users of the water so contracted for within the contract limitations herein contained.

(e) The State may sue and be sued by any party to a contract made pursuant to this Section 8 in any court of competent jurisdiction on any cause of action arising out of such contract.

Fifth, That Section 9 be added to Article XIV thereof, to read:

SEC. 9. (a) No money shall be expended from the Water Development Fund for the construction or acquisition of any facility authorized prior to the effective date of this section for the purpose of exporting water from any surplus water area wherein it originates for use elsewhere in the State without first complying with the provisions of Section 6 of this article. This prohibition shall not be construed to affect the expenditure, with respect to such facility, of funds for the construction of units or portions or stages thereof, having flood control, power production, or local water supply as their primary purpose.

(b) Nothing in Sections (5) to (10) inclusive of this Article XIV nor any legislative, administrative or other action pursuant hereto shall in any manner affect or impair any existing water right, including riparian, appropriative, prescriptive, overlying landowners or other existing or vested right to water nor operate to reduce the quantity of water necessary to supply or service any such water right, whether now or hereafter determined, nor shall such provisions or actions pursuant thereto alter the legal effect of any application theretofore filed to appropriate water or of any action theretofore taken which, when taken, was in any way material to the creation of a water right or to the establishment of the nature or extent thereof except that any application so filed by the State shall be subject to the provisions of Section 6 of this article. No findings, decisions, determinations, reservations or allocations made by any agency hereunder shall in any manner be binding upon or determinative of any of such vested water rights or in the quantitative scope or extent thereof.

Nothing herein contained nor any legislative, administrative or other action or act pursuant hereto shall in any manner affect, curtail or impair the power or jurisdiction of the courts to adjudicate, or otherwise determine any water rights.

(c) No water development facility constructed by the State shall be used by any person for the transportation of water hereafter acquired by such person through the exercise of the power of eminent domain.

(d) No water may be exported from any watershed or drainage area by means of a project constructed or acquired by the State or with funds made available in whole or in part by the State through loan or grant, unless such water is first offered for use in areas within the same watershed or drainage area which feasibly can be served by such project. For the purposes of this subsection the drainage areas of the Sacramento and San Joaquin Valleys shall be considered as one and the same watershed or drainage area.

(e) Any action at law or in equity affecting, directly or indirectly, water rights, priorities or reservations, in favor of a surplus water area shall be commenced and tried, and if commenced elsewhere, shall be transferred to, a county in which such area, or a substantial part thereof, is located.

(f) The provisions of Sections 10505, 11128, 11460 and 11463 of the Water Code, and the prior rights thereby recognized, shall remain in full force and effect. It is hereby declared that the purpose of this article is to implement and carry out, rather than impair or detract from, the intent of those provisions and the provisions of this article shall be liberally construed to that end.

(g) In connection with all water allocations to be made pursuant hereto and in the granting of permits and licenses for the appropriation of water preference shall be given to applications of a higher use over applications for a lower use in accordance with the following order of uses:

- (a) Domestic use,
- (b) Irrigation use,
- (c) Generation of hydroelectric power,
- (d) Recreational use, including use for fish and wildlife,
- (e) Industrial use,
- (f) Such other uses as are recognized under the laws of the State.

Sixth, That Section 10 be added to Article XIV thereof, to read:

SEC. 10. For the purposes of Sections 5 to 10, inclusive, of this article, the following terms shall have the following meanings:

(a) "Facility" means any single physical structure or device used in the development, conservation or utilization of water resources.

(b) "Project" means any combination or grouping of any number of such facilities.

(c) "Public agency" means any city, county, city and county, district, other public or municipal corporation, or political subdivision of this State, or any department or agency of any thereof.

(d) "Person" means any person, firm, association, corporation, public agency, this State, or any other state, the United States of America, and any department or agency of any thereof.

(e) "Assignee" means any person to whom the State shall hereafter assign or release the priority of an application, permit or license held by the State for the appropriation of water.

(f) "Department" means the Department of Water Resources and includes any successor agency of State Government which is authorized by the Legislature to formulate plans for the development of the water resources of the State.

(g) "Board" means the State Water Rights Board and includes any successor agency of State Government which is authorized by the Legislature to issue, deny or modify permits and licenses to appropriate water. Such board shall consist of seven (7) members, one member thereof to be appointed by the Governor from each of the seven (7) major hydrographic areas of the State as heretofore mapped by the former Division of Water Resources. Such appointment shall require confirmation by the Senate."

Amendment No. 2

On page 1, strike out lines 10 to 25, inclusive; and strike out pages 2, 3, 4, 5, 6, and 7.

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 2002

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 2002

Senator Kraft moved that Senate Bill No. 2002 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2002—An act to add Chapter 4.5 (commencing with Section 1800) to Division 2 of the Business and Professions Code, relating to psychologists.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 3, 1957, strike out "4.5", and insert "6.6".

Amendment No. 2

In line 2 of the title, strike out "1800", and insert "2900".

Amendment No. 3

In line 5 of the title, after "ogists", insert ", creating the Psychology Examining Committee and prescribing its organization, powers and duties, and making an appropriation".

Amendment No. 4

On page 1, line 1, strike out "4.5", and insert "6.6".

Amendment No. 5

On page 1, line 2, strike out "1800", and insert "2900".

Amendment No. 6

On page 1, strike out lines 8 to 22, inclusive, and insert

**"CHAPTER 6.6. PSYCHOLOGISTS
Article 1. General Provisions**

2900. This chapter constitutes the chapter on psychology of the Business and Professions Code. It may be known and cited as the "Psychology Certification Act."

2901. "Board," as used in this chapter, means the Board of Medical Examiners of the State of California.

2901.5. "Committee," as used in this chapter, means the Psychology Examining Committee.

2902. "Person," as used in this chapter, includes an individual, firm, partnership, association, corporation or cooperative association.

2902.5. The term "person" means a natural person when a right, privilege, or power is conferred by this chapter upon a person.

2903. A person represents himself to be a "psychologist" within the meaning of this chapter when he holds himself out to the public by any title or description incorporating the words "psychological," "psychologist" or "psychology" and under such title or description offers to render or renders psychological services for remuneration.

The term "psychological services," as used in this chapter, refers to any services if the words "psychological," "psychologist" or "psychology" are used to describe the services by the person rendering or offering to render them.

2903.5. The practice of psychology is defined as the application of established principles of learning, motivation, perception, thinking, and emotional relationships to problems of personnel evaluation, group relations, and behavior adjustment, by persons trained in psychology. The application of said principles includes, but is not restricted to, counseling and the use of psychotherapeutic measures with persons or groups with adjustment problems in the areas of work, family, school, and personal relationships; measuring and testing of personality, intelligence, aptitudes, emotions, public opinion, attitudes, and skills; and doing research on problems relating to human behavior.

Nothing contained in this section shall in any way restrict any person from carrying on any of the aforesaid activities; provided, that such person does not represent himself as a psychologist as specified in Section 2903 unless he is certified under this chapter.

2904. For the purpose of this chapter the confidential relations and communications between psychologist and client shall be placed upon the same basis as those provided by law between attorney and client, and nothing contained in this chapter shall be construed to require any privileged communication to be disclosed.

Article 2. Administration

2910. There is hereby created within the jurisdiction of the board a Psychology Examining Committee which shall consist of seven members appointed by the Governor.

2911. After the first appointees, each member of the committee shall hold office for a term of four years, and shall serve until the appointment and qualification of his successor or until six months shall have elapsed since the expiration of the term for which he was appointed, whichever first occurs.

The terms of the first members of the committee shall expire as follows: one member, June 30, 1958; two members, June 30, 1959; two members, June 30, 1960, and two members on June 30, 1961.

Vacancies occurring shall be filled by appointment for the unexpired term.

No member of the committee shall serve more than three consecutive terms.

2912. In appointing the members of the committee, the Governor shall use his judgment to select psychologists who represent, as widely as possible, the varied professional interests of psychologists in California.

2913. The Governor shall appoint the members of the committee from any persons qualified under the provisions of this chapter.

2914. Each member of the committee shall have the following qualifications:

(a) He shall be a resident of this State.

(b) After the first seven appointments, each member appointed shall be a certified psychologist under this chapter.

2915. The Governor has power to remove from office any member of the committee for neglect of any duty required by this chapter, for incompetency, or for unprofessional conduct.

2916. The committee shall elect annually a chairman and vice chairman from among its members.

2917. The committee shall hold at least one regular meeting each year. Additional meetings may be held upon call of the chairman or at the written request of any two members of the committee.

2918. The committee shall administer and enforce the provisions of this chapter except as to those acts and functions specifically vested in the board by this chapter and said acts and functions of the board shall in no way be enlarged by the provisions of the other chapters of this division.

2919. The committee shall adopt a seal, which shall be affixed to all certificates issued by the board.

2920. The committee may from time to time adopt such rules and regulations as may be necessary to enable it to carry into effect the provisions of this chapter. In adopting rules and regulations the committee shall comply with the provisions of Chapter 4 (commencing with Section 11370) of Part 1, of Division 3 of Title 2 of the Government Code.

2921. The committee shall examine and pass upon the qualifications of the applicants for certification and registration as provided by this chapter.

2922. The board shall issue certificates to successful applicants attesting to their professional competence in accordance with the recommendation and at the direction of the committee.

2923. Four members of the committee shall at all times constitute a quorum.

2924. The board shall employ and shall make available to the committee within the limits of the funds received by the board all personnel necessary to carry out the provisions of this chapter. The board is authorized to make and shall make all expenditures to carry out the provisions of this chapter. The board may accept contributions to effectuate the purposes of this chapter.

2925. Each year the board and committee shall transmit to the Governor full reports of all their respective activities under this chapter, together with a report of all the receipts and disbursements under this chapter.

2926. The committee may fix a per diem compensation which the board shall pay, not to exceed twenty-five dollars (\$25), to be paid to each member of the committee for each day actually spent in the performance of his duties.

Each member of the committee shall be entitled to his actual and necessary travel expenses.

Article 3. Scope of the Regulation

2930. No person shall represent himself as a psychologist within the meaning of this chapter unless he is certified and registered under the provisions of this chapter, except that any psychological scientist employed by a recognized college or university may represent himself by the academic or research title conferred upon him by the administration of the college or university.

Lecturers from recognized colleges or universities may utilize their academic or research title when invited to present lectures to institutions or organizations.

Any person holding a position as a psychologist under the federal, state, county, district, or municipal civil service and any person holding a valid school psychologist credential issued by the State Board of Education shall not be subject to the provisions of this act.

Nothing contained in this section shall be construed as permitting such persons to offer their services as psychologists to any other person as a consultant and to accept remuneration for such psychological services other than that of their institutional salaries unless they have been certified and registered under the provisions of this chapter.

2932. Students of psychology, psychological interns and other persons preparing for the profession of psychology under qualified supervision in training institutions or facilities recognized by the committee may be designated by the title "psychological trainee" or any other title which clearly indicates his training status.

2933. No person, other than a person certified and registered under this chapter or supervised by a person so certified and registered, shall render or offer to render psychological services as defined in Section 2903.

2933.5. Notwithstanding any other provision of this chapter, no person, who at the effective date of this chapter renders or offers to render in this State psychological services as defined in Section 2903 and who registers with the committee prior to January 1, 1958, shall be subject to the provisions of this chapter, except that no such person shall employ or use the title "certified psychologist" or imply in any way that he is certified by the committee created in this chapter, unless he is actually certified and registered under this chapter. The provisions of this section shall be operative until October 1, 1965.

2934. Nothing contained in this chapter shall in any way restrict the use of psychological tests or techniques which are the common property of the profession of psychology and other related professions; provided, that the user does not represent himself as a psychologist unless certified under this act.

2935. No person may employ or use the title "certified psychologist" or imply in any way that he is certified by the board, unless he is actually certified and registered under this chapter.

2936. Nothing in this chapter shall be construed as permitting the practice of optometry as defined in Section 3041 of this code, the administration or prescription of drugs, any infringement upon the practice of medicine as defined in the laws of this State or the use of therapeutic measures in the diagnosis or treatment of mentally ill except in collaboration with a physician and surgeon as specified in Section 2013 of this code.

2937. Those persons holding a certificate issued by the board are authorized to practice psychology as defined in Section 2903.5.

Article 4. Certificate

2940. Each person desiring to obtain a certificate from the board shall make application to the committee. The application shall be made upon a form and shall be made in such a manner as the committee prescribes.

The application shall be accompanied by the application fee required by this chapter. This fee shall not be refunded by the board.

2941. Each applicant shall furnish evidence satisfactory to the committee that he complies with the following requirements:

- (1) Is at least 21 years of age;
- (2) Is of good moral character;
- (3) Is a citizen of the United States or has declared his intention to become a citizen. A statement by the applicant under oath that he is a citizen or that he intends to apply for citizenship when he becomes eligible to make such application shall be sufficient proof of compliance with this subdivision.
- (4) Has received a doctorate degree in psychology or in educational psychology or has had training in psychology deemed equivalent by the committee. Such degree or training shall be obtained from the University of California, Stanford University, the University of Southern California, or an institution approved by the committee as offering a comparable program.

(5) Has engaged for at least one year in suitable supervised professional experience as determined by the committee.

(6) Is not found by the committee to be engaging in unethical practices as set forth in Section 2960.

(7) Has not, within the preceding six months, failed an examination given by the committee.

2941.5. An applicant may take a junior examination annually; provided, he is a graduate of a state chartered school or college and meets the requirements of subdivisions 1, 2, 3, 5, 6 and 7 of Section 2941; and provided, the academic program required by the school or college consisted of not less than 3,200 classroom hours with at least 1,200 such classroom hours in psychological subjects. For the purposes of this section, a classroom hour shall mean 50 accumulated minutes of actual attendance. In the event the applicant shall pass such examination, the committee shall waive subdivision 4 of Section 2941. The examination shall measure the level of achievement of the applicant in relation to the subject of psychology as taught in schools approved by the committee. In no case shall the standards of the examination be greater than the achievement level required by any school approved by the committee. The examination shall be written and shall be graded by the committee. A grade of 75 percent shall be a passing grade. Any applicant shall, upon written request, be allowed to see his graded paper. The committee shall keep the examinations as a permanent part of its records. This section shall expire October 1, 1965.

2942. Unless otherwise provided in Section 2949, each applicant for a psychology certificate shall be examined by the committee, and shall pay to the board, at least 30 days prior to the date of examination, the examination fee required by this chapter, which fee shall not be refunded by the board. Unless otherwise provided in this chapter, each applicant for a psychology certificate shall pass an examination given by the committee.

2943. The examination shall be both written and oral and shall be given at least twice a year at the time and place and under the supervision as the committee may determine. A grade of 75 percent shall be a passing grade.

2944. The committee may examine for knowledge in whatever theoretical or applied fields in psychology as it may deem appropriate.

2945. The committee shall grade the written examination and keep the written examination papers for at least one year.

2946. The committee shall keep an accurate transcript of the questions and answers relating to the oral examinations and the grade assigned to each answer thereof. The committee shall keep such transcript as a part of its records for at least one year following the date of examination.

2948. The board shall grant a certificate with or without examination by the committee to any person who, at the time of application, is licensed or certified by a board of examiners of another state if the committee determines that the requirements for obtaining a certificate or license in such state were equivalent to the requirements of this article.

2949. For a period of two years from the effective date of this chapter the committee shall waive the examination and the board shall grant a certificate to any applicant who complies with the following:

(a) Who is a resident of this State or who has been employed principally in this State for at least two years;

(b) Meets the requirements of subdivisions (1), (2), (3), (6), and (7) of Section 2941;

(c) Who has any one of the following:

(1) Received a doctorate degree in psychology or in educational psychology or has had training in psychology deemed equivalent by the committee from the University of California, Stanford University, the University of Southern California, or an institution approved by the committee as offering a comparable program and who in addition has had three years of professional experience of a type considered qualifying by the committee.

(2) Received a master's degree in psychology or in educational psychology or has had training in psychology deemed equivalent by the committee from the University of California, Stanford University, the University of Southern California, or an institution approved by the committee as offering a comparable program and in addition has had five years of professional experience of a type considered qualifying by the committee.

(3) Received a bachelor's degree from the University of California, Stanford University, the University of Southern California, or an institution approved by the committee as offering a comparable program or training deemed equivalent by the committee and in addition has had 15 years of professional experience of a type considered qualifying by the committee.

(4) Any person who has met the requirements, passed an examination for, and has been duly appointed to and is employed as a psychologist under a federal, state, county, city and county, or municipal civil service system prior to July 1, 1959, or holds a valid school psychologist credential issued by the State Board of Education prior to July 1, 1959, shall be granted a certificate without examination.

All professional experience of the type considered qualifying by the committee under the provisions of this section shall have been accumulated no later than July 1, 1959.

2950. The board shall issue, upon the recommendation and at the direction of the committee, a certificate to all applicants who meet the requirements of this chapter and who pay to the board the certification fee required by this chapter.

2951. Every person certified by the board shall be required to submit annually a completed registration form to be devised by the committee and to pay the annual registration fee provided for in this chapter.

Article 5. Denial, Suspension and Revocation

2960. Solely upon the direction and at the discretion of the committee, the board shall refuse to grant a certificate, or shall suspend or revoke a certificate for any of the following reasons:

(a) Conviction of a felony, or of any offense involving moral turpitude, the record of conviction being conclusive evidence thereof.

(b) Using any narcotic as defined in Division 10 (commencing with Section 11000) of the Health and Safety Code, or any alcoholic beverage to an extent or in a manner dangerous to himself, any other person, or the public, or to an extent that such use impairs his ability to perform the work of a psychologist with safety to the public.

(c) Impersonating another person holding a psychology certificate or allowing another person to use his certificate.

(d) Using fraud or deception in applying for a certificate or in passing the examination provided for in this chapter.

(e) Accepting commissions or rebates or other forms of remuneration for referring clients to other professional persons.

(f) Violating Section 17500 of the Business and Professions Code.

(g) Wilful betrayal of a professional secret.

(h) Allowing his name or certificate issued under this chapter to be used in connection with any person or persons who are performing psychological services outside of the area of their training, experience, and competence.

2961. The board, upon the direction and at the discretion of the committee, shall discipline the holder of any certificate, whose default has been entered or who has been heard by the committee and found guilty, by any of the following methods:

(a) Placing him upon probation.

(b) Suspending his certificate for a period not exceeding one year.

(c) Revoking his certificate.

2962. One year from the date of a revocation of a certificate under this article, application may be made to the committee for reinstatement. The committee shall have complete discretion to accept or reject an application for reinstatement and may require an examination for such reinstatement.

2963. A plea or verdict of guilty or a conviction following a plea of nolo contendere made to a charge of a felony or of any offense involving moral turpitude is deemed to be a conviction within the meaning of this article. At the direction of the committee, the board shall order the certificate suspended or revoked, or shall decline to issue a certificate, when the time for appeal has elapsed, or the judgment of conviction has been affirmed on appeal or when an order granting probation is made suspending the imposition of sentence, irrespective of a subsequent order under the provisions of Section 1203.4 of the Penal Code allowing such person to withdraw his plea of guilty and to enter a plea of not guilty, or setting aside the verdict of guilty, or dismissing the accusation, information or indictment.

2964. The adjudication of insanity or mental illness, or the voluntary commitment or admission to a state hospital of any certificate holder under this chapter for a mental illness shall operate as a suspension of the right to practice of such certificate holder, such suspension to continue until restoration to or declaration of sanity or mental competence. The record of adjudication, judgment or order of voluntary commitment is conclusive evidence of such insanity or mental illness, and upon receipt of a certified copy of any such adjudication, judgment, voluntary commitment or order by the committee, it shall immediately direct the board to suspend the certificate of the person adjudicated or committed. The board shall not restore such certificate to good standing until directed to do so by the committee. The committee shall not direct the board to restore such certificate until it receives competent evidence of restoration to or declaration of sanity and until the committee is satisfied that, with due regard for the public interest, said person's right to practice may be safely reinstated. Before the reinstatement of such person, the committee may require the person to pass an oral examination to determine his present fitness to resume his practice.

2965. The proceedings under this article shall be conducted by the committee in accordance with Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

Article 6. Penalties

2970. Any person who violates any of the provisions of this chapter shall be guilty of a misdemeanor punishable by imprisonment in the county jail not exceeding six months, or by a fine not exceeding five hundred dollars (\$500), or by both.

2971. Whenever any person other than a certified psychologist has engaged in any act or practice which constitutes an offense against this chapter, the superior court of any county, on application of the board, may issue an injunction or other appropriate order restraining such conduct. Proceedings under this section shall be governed by Chapter 3 (commencing with Section 525) of Title 7, Part 2 of the Code of Civil Procedure, except that no undertaking shall be required in any action commenced by the board. The board may commence action in the superior court under the provisions of this section on its own motion, or on the written request of the Psychology Examining Committee.

Article 7. Revenue

2980. Each person holding a certificate as a psychologist in this State shall pay an annual registration fee to the board on or before the first day of January of each year, except that a person who is issued a certificate within 30 days of the end of each calendar year is exempt from the payment of the annual registration fee for the year in which the certificate was issued.

2981. The failure to pay the annual registration fee shall automatically effect a revocation of the certificate after a period of 60 days from the first day of January of each year.

The certificate shall not be restored except upon written application and the payment of the annual registration fee and the delinquency fee required by this chapter. No examination shall be required for the restoration of a certificate that has been revoked under the provisions of this section.

2982. The board shall report to the State Controller at the beginning of each month for the month preceding the amount and source of all revenue received by it pursuant to this chapter, and at the time shall pay the entire amount thereof into the Contingent Fund of the Board of Medical Examiners of California.

2983. The money in the Contingent Fund of the Board of Medical Examiners necessary for the administration of this chapter is hereby continuously appropriated for such purposes.

2984. The amount of the fees payable pursuant to this chapter shall be fixed by the committee according to the following schedule:

- (a) The examination fee for a certificate, twenty-five dollars (\$25).
- (b) The certification fee for a certificate, fifteen dollars (\$15).
- (c) The annual registration fee for a certificate, not less than ten dollars (\$10), nor more than forty dollars (\$40), as determined by the committee.
- (d) For the restoration of a certificate revoked for nonpayment of the annual registration fee, not less than ten dollars (\$10), nor more than forty dollars (\$40), as determined by the committee.
- (e) The application fee, ten dollars (\$10).
- (f) The fee for the examination defined in Section 2941.5 shall be one hundred dollars (\$100).

SEC. 2. If any provision of this act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable."

Amendment No. 7

On page 2, strike out lines 1 to 50, inclusive; and on page 3, strike out lines 1 to 23, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 597

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 597

Senator Thompson moved that Senate Bill No. 597 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 597—An act to amend Section 1 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405 of the Statutes of 1951), relating to the Santa Clara County Flood Control and Water Conservation District.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1", and insert "14".

Amendment No. 2

On page 1, line 1, strike out "1", and insert "14".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 4 to 6, inclusive, and insert

"SEC. 14. (1) Whenever the board determines that a bonded indebtedness should be incurred to pay the cost of any work or improvement in any zone or zones, the board may by resolution, determine and declare the respective amounts of bonds to raise the amount of money necessary for each work or improvement and the denomination and the maximum rate of interest of said bonds. The board shall cause a copy of the resolution, duly certified by the clerk, to be filed for record in the Office of the Recorder of Santa Clara County within five (5) days after its issuance. From and after said filing of said copy of said resolution the board shall be deemed vested with the authority to proceed with the bond election.

(2) After the filing for record of the resolution specified in subdivision (1) of this section, the board may call a special bond election in said zone or participating zones at which shall be submitted to the qualified electors of said zone or participating zones the question whether or not bonds shall be issued in the amount or amounts determined in said resolution and for the purpose or purposes therein stated. Said bonds and the interest thereon shall be paid from revenue derived from annual taxes or assessments levied as provided in this act.

(3) Said board shall call such special bond election by ordinance and not otherwise and submit to the qualified electors of said zone or participating zones, the proposition of incurring a bonded debt in said zone or participating zones in the amount and for the purposes stated in said resolution and shall recite therein the objects and purposes for which the indebtedness is proposed to be incurred; provided, that it shall be sufficient to give a brief, general description of such objects and purposes, and refer to the recorded copy of such resolution adopted by said board, and on file for particulars; and said ordinances shall also state the estimated cost of the proposed work and improvements, the amount of the principal of the indebtedness to be incurred therefor, and the maximum rate of interest to be paid on said indebtedness, and shall fix the date on which such special election shall be held, and the form and contents of the ballot to be used. The rate of interest to be paid on such indebtedness shall not exceed five percent (5%) per annum. For the purposes of said election, said board shall in said ordinance establish special bond election precincts within the boundaries of each zone and participating zone and may form election precincts by consolidating the precincts established for general elections in said district to a number not exceeding six general precincts for each such special bond election precinct, and shall designate a polling place and appoint one inspector, one judge and one clerk for each of such special bond election precincts.

In all particulars not recited in said ordinance, such special bond election shall be held as nearly as practicable in conformity with the general election laws of the State.

Said board shall cause a map or maps to be prepared covering a general description of the work to be done, which said map shall show the location of the proposed works and improvements and shall cause the said map to be posted in a prominent place in the county courthouse for public inspection for at least thirty (30) days before the date fixed for such election.

Said ordinance calling for such special bond election shall, prior to the date set for such election, be published pursuant to Section 6062 of the Government Code in a newspaper of general circulation circulated in each zone and participating zone affected [for six consecutive times if published in a daily newspaper of general circulation, or two times if published in a weekly newspaper of general circulation]. The last publication of such ordinance must be at least fourteen (14) days before said election, and if there be no such newspaper, then such ordinance shall be posted in five public places designated by the board, in each zone and participating zone for at least thirty (30) days before the date fixed for such election. No other notice of such election need be given nor need polling place cards be issued.

Any defect or irregularity in the proceedings prior to the calling of such special bond election shall not affect the validity of the bonds authorized by said election. If at such election two-thirds ($\frac{2}{3}$) of the votes cast are in favor of incurring such

bonded indebtedness, then bonds for such zone or participating zones for the amount stated in such proceedings shall be issued and sold as *provided* in this act [provided]."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 535

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 535

Senator Cunningham moved that Senate Bill No. 535 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 535—An act to amend Sections 1831, 1834, 1838, and 1839 of, to renumber and amend Section 1840 of, and to add Sections 1832, 1833, 1836, and 1840 to, and to repeal Sections 754, 1832, 1833, 1836, 1837, 1841, 1904, 1905, 1906, 1907, 1908, 2001, 2002, 2003, 2004, and 2005 of the Revenue and Taxation Code, relating to property taxation and the allocation of state funds, making an appropriation, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, as amended in Senate May 13, 1957, strike out lines 4 to 11, inclusive, and insert "add Sections 1815, 1816, 1817, 1818, 1819, 1920, 1821, 1822, 1823, 1824, and 1825 to the Revenue and Taxation Code, relating to the equalization of property for tax purposes, declaring".

Amendment No. 2

On page 1, strike out lines 3 to 8, inclusive, strike out all of pages 2, 3, and 4, and insert

"Section 1. Section 1815 is added to the Revenue and Taxation Code, to read:

1815. To enable the board to perform its duties under this article and Sections 9 and 14 of Article XIII of the State Constitution, the board shall make a survey, not less often than triennially, in each county to determine the total full cash value of all locally assessable tangible property as of the lien date for the last equalized roll. As a basis for this determination, the board shall ascertain the full cash value of a sample of locally assessable tangible property sufficient in size and dispersion to insure an adequate representation therein of the several classes of property throughout the county. In ascertaining the full cash value of the property in the sample the board shall consider appraisal data compiled by competent appraisers. The board shall make surveys each year in no fewer than 18 and no more than 22 counties.

Sec. 2. Section 1816 is added to said code, to read:

1816. As soon as appraisals have been made in any county by the board pursuant to Section 1815, the board shall give the assessor of the county a reasonable opportunity to examine and discuss the appraisals with the board appraisers.

Sec. 3. Section 1817 is added to said code, to read:

1817. After completing a survey pursuant to Section 1815, the board shall estimate any change that may have occurred in the full cash value of locally assessable tangible property between the lien date of the roll for which the survey was made and the lien date of the current roll. The board shall use as the basis for such estimate data on population, school enrollment, retail sales or other factors reasonably indicative of change or lack of change in the total full cash value of the property. The relationship between the total assessed value of the tangible property on the current local roll and the total full cash value of locally assessable tangible property so estimated shall be computed for each county of the State by July 15th of each year. The board shall transmit promptly to each county assessor a statement of its determination relating to his county.

In making any determinations under this section in the years 1957, 1958 and 1959, the board shall use for any county the latest comparable survey previously made by it for the county in lieu of a survey made pursuant to Section 1815.

SEC. 4. Section 1818 is added to said code, to read:

1818. The board shall each year prepare tabulations showing for each county the ratio of assessed to full cash value of tangible property subject to local assessment. The tabulations shall show the ratio of assessed to full cash value of individual parcels of such tangible property in the sample of any survey in the county made pursuant to Section 1815, as well as the calculations by which the ratio of assessed to market value of tangible property for the county is determined from the ratios applicable to individual properties within the county. The tabulations shall also show the data used, pursuant to Section 1817, to estimate the total full cash value of the tangible property on the current local roll from the total full cash value of the tangible property on the local roll of a prior year, as well as the statistical methods used to arrive at the determination.

SEC. 5. Section 1819 is added to said code, to read:

1819. As soon as tabulations have been made pursuant to Section 1818, the board shall give the assessor of each county a reasonable opportunity to examine and discuss with the board that portion of the tabulations affecting property in his county.

SEC. 6. Section 1820 is added to said code, to read:

1820. No appraisal data relating to individual properties obtained for the purposes of any survey under this chapter, nor any tabulations made pursuant to this chapter, shall be made public, and no state or local officer gaining knowledge thereof in any action taken under this chapter shall make any disclosure with respect thereto except as that may be required for the purposes of this chapter. Nothing herein shall prohibit disclosure of appraisal data by the assessor to the assessee of the property to which the data relate.

SEC. 7. Section 1821 is added to said code, to read:

1821. The board shall meet at the State Capitol during July and August of each year for the performance of its duties under this article and Sections 1, 9, and 14 of Article XIII of the State Constitution. While so in session, under rules of notice prescribed by the board, it shall equalize the assessment of property as prescribed by law. If the number of such matters to be heard, or the amount of time required to hear them, prevents the board from concluding this session by August 10th, the board may continue its equalization proceedings to and including August 20th, and may defer its final action on the equalization of assessments accordingly, but it shall not hear any matter as to which timely application or notice has not been made or given during July.

SEC. 8. Section 1822 is added to said code, to read:

1822. Equalization by the board of the valuation of taxable property in counties for the purposes of taxation shall be by raising or lowering the value of tangible property entered upon the secured roll by the assessor of the county.

SEC. 9. Section 1823 is added to said code, to read:

1823. If any county, city and county, or municipal corporation desires to secure a review, equalization, or adjustment of the assessment of its property by the board in pursuance of Section 1 of Article XIII of the State Constitution, it shall apply to the board therefor in writing before July 20th. The application shall show the facts claimed to require action of the board and a copy thereof shall be filed with the assessor whose assessment is questioned.

SEC. 10. Section 1824 is added to said code, to read:

1824. The final action of the board in equalizing an assessment or a local roll shall be performed only at the State Capitol. When the equalization is completed, the secretary of the board shall transmit to each county auditor and board of supervisors and each city council involved a statement of:

(a) The changes made by the board in the local roll.

(b) The per centum to be added to or deducted from the valuation of the roll. This statement is prima facie evidence of the regularity of all proceedings of the board resulting in the action which is the subject matter of the statement.

SEC. 11. Section 1825 is added to said code, to read:

1825. As soon as the auditor receives from the board the statement of its equalization, he shall enter the corresponding changes in a column provided with

a proper heading on the roll, counting any fractional sum when more than five dollars (\$5) as ten dollars (\$10), and omitting it when five dollars (\$5) or less, so that no separate valuation contains a fraction of ten dollars (\$10), and he shall add the column to show the total value of the property in the county as corrected by the board."

Amendment No. 3

On page 5, strike out lines 1 to 16, inclusive, and insert "Sec. 12. The Revenue and Taxation Code sections added by Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11 of this act shall be considered a part of Article 1, Chapter 2, Part 3 of Division 1 of that code, and shall remain operative until such date as Chapter 1466 of the Statutes of 1949 becomes fully operative, on which date they are hereby repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 1505

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 1505

Senator Desmond moved that Senate Bill No. 1505 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1505—An act to add Section 680.1 to the Streets and Highways Code, relating to the removal and relocation of utilities upon state highways.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "and insert 'five'."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

ADJOURNMENT

At 5.27 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, May 20, 1957.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-FIRST LEGISLATIVE DAY

NINETY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, May 20, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

Almighty God, who hast given us this good land for our heritage, we humbly beseech Thee that we may always prove ourselves a people mindful of Thy favors and glad to do Thy will. Bless our State with honorable industry, sound learning and upright manner. Save us from discord and confusion— from pride and arrogance and from every evil way. Defend our liberties and fashion into one united people the multitudes brought hither out of many kindreds and tongues. Endue with a spirit of wisdom, these, our state Senators, to whom in Thy name, we entrust the authority of government, that there may be peace among our fellow citizens, and that through obedience to Thy laws we may show forth Thy praise among the nations of the earth. In the time of prosperity, fill our hearts with thankfulness—and in the day of trouble, suffer not our trust in Thee to fail—all which we ask through Jesus Christ, our Lord. AMEN.

PLEDGE OF ALLEGIANCE

Senator Hollister led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Coombs, on motion of Senator Burns, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Instructors Mr. L. Chireo and Mrs. Bessie McCoy, and the following students from Carmichael Elementary School, Carmichael: Hal Archer, Chester Bays, Gordon Brown, Frank Craven, Lawrence Dalton, Loren Foss, Ed Grant, David Herzog, Mark Hoelscher, Joseph Johnston, Bill Miller, Donald Morris, Ricky Peterson, Fred Sheltrown, Robert Trujillo, Linda Beers, Mickey Duffy, Virginia Ferguson, Jean Heinrich, Sherry Johnson, Cheryl Knieriem, Donna Lee, Jan Liles, Joyce McCorkle, Donna Murrill, Lynne Plush, Agnes Prater, Marlene Rice, Wanda Winkelman, Nancy Berryman, Evelyn Carlson, Elaine Garner, Beverly Grotheer, Judy Hoffman, Marianne Hopkins, Linda Kaiser, Judith LeVeck, Sharon Nelson, Shirley Radford, Judith Simpson, Cardena Stevenson, Pamela Tate, Jackie Temple, Barbara Tomich, Carol Trafton, Nancy Chapman, Rickie Bruns, David Dawley, Kenneth Ernst, Roger Howard, Harold Jacobs, Robert Kimball, Howard Minter, Charles Netherby, Donald Pultz, Robert Riggle, Reginald Robinson, Peter Schlocker, Rex Willey, and Hugh Wooner.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joseph L. Sparks, teacher, and the following students from Walter White School, Ceres: Jimmy Bostic, Juey Cissel, Nancy Cissell, Derrill Coffman, Jerry Edgmon, Sharon Eliot, Betty Ellis, Barbara Epple, Floyd Fowler, Rozann Gardenhire, Joe Gomes, Betty Grubeck, Judith Hansen, Charles Hutson, Phillip Jenkins, Sharilyn Johnson, Alice Kammerman, Frances Lankford, Barbara Long, Carolyn Page, Bobby Phillips, Benny Pirinen, David Pittman, Janice Richards, Jimmy Sarnowsky, John Sellberg, Sammy Shoup, Barbara Stover, Garrie Wade, Ronnie Waller, Bobby Welch, Vernon Young, David Brown, Marilyn Casey, Bonnie Faunter, Bonita Gaede, David Jones, Danny McKelvey, Preston Murry, Helen Paek, Carolyn Shorman, Irma Strivens, Ronald Trimble, Carletta Upton, Roger Vaughn, Marilyn Walker, and Barbara Wilson.

On request of Senators Burns and Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Fred Norton of Phoenix, Arizona, and Mrs. William Berk of Richmond.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of Veterans of Foreign Wars, Post and Auxiliary of Post 1123 of Vallejo: Capt. and Mrs. Edward Beck, Mr. and Mrs. Raymond McCarthy, Mr. and Mrs. Owen McGlone, Mrs. Louise Strong, Mrs. Roberta C. M. Cash, Mrs. Ella Jensen, Mrs. Edna Irwin, and Mrs. William Hatt.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teacher Mr. Robert Maddux and the following students of the advanced sociology class of Chico Senior High School, Chico: Tom Tisch, Bob Gynn, Collin Hyde, James Divine, Hugh Vincent, Jolyne Di Napoli, Carole Ruedy, Kay Precheim, Becky Gould, Harriet Baxter, Nancy Lough, Janice Wells, and Robert D. Maddux, Jr.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students and adults from Bethel Elementary School and Dairyland Elementary School, both of Chowchilla: *Bethel Elementary School*—David Baker, Bobby Benefield, Fred Ciapponi, James Finley, James Glover, Jimmy Haze, Victor Metz, Ralph Sherrill, Merle Waggoner, Donna Anderson, Beverly Correia, Bonnie Garner, Charlene Willet, Mrs. William Baker, Mrs. Raymond Metz, and Mrs. Ardith Knadler; *Dairyland Elementary School*—Mannuel Benard, Steve Bollinger, Raymond Fox, Richard Frantz, John Fuller, Wayne Goodman, Renee Patchell, James Roach, Louise Williams, Betty Boyett, Betty Humphries, Mrs. Rose Goodman, Mrs. Vernon Bollinger, and Mr. Lee Roy Tatom.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Marian L. Archibald, Dr. Henry M. McGee, and the following students from Roosevelt Junior High School, Oakland: Barbara Amundson, Peggy Chinn, Patricia Eaton, Louise Eppinger, Martin Fessler, Dorothy Fields, Teddy Fujita, Sandra Green, Dennis Gregory, Margaret Hampton, Pamela Harris, Philip Jue, Judy Kaneshige, Joy Lee, Donna Lim, Ellen Lim, Harriette Lim, Phyllis Lim, Jewel Luthold, Sharon Luthold, Nancy Lynch, Marilyn MacDonald, Mary McCarty, Sandra Magnuson, Maureen Mathews, Toy Moy, Alpha Neal, Ken Nomiyama, Barbara Powell, Linda Pries, Steffan Richards, Sandra Robinson, Nancy Sinnott, Jimmie Jean Stack, Elizabeth Summers, Cassandra Wong, Henry Wong, Paulette Wong, Anita Woolbert, and Martha Wright.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Malcolm Longaker, Principal, Miss E. Grey, Mr. H. Petersen, and the following students from Washington School, Alameda: Frankie Ashworth, Marjorie Bowen, Edward Bull, Arthur Capp, George Carlos, Martin Craig, Freda Crisler, Gordon Fralick, Douglas Guerrero, Michael Johnson, Thomas Johnson, Paul Lenart, Timothy Malone, Louana Martin, Andrea Montoya, Julianne Moser, Rosie Okubo, Walter Partridge, Harold Pendergrass, Antonette Perata, David Pitt, Patricia Quant, Edward Rex, Ruby Salas, Sofia Saldana, Richard Salinas, John Smith, Sharon Swanson, William Tavarez, Mildred Torres, Robert Valencia, Perry Wideman, Mary Margaret Wimberley, Dianne Yarbrough, Gerald Bigelow, Carol Brown, Kathy Corbett, Troy Dillard, Michael Fassiotto, Richard Genereux, Angelo Ghigliazza, James Harvey, Melvin Jaramillo, Beverly Mohr, Stephen Ojeda, Dorothy Powers, Victoria Roberts, Jess Silva, Richard Wise, Rita Wong, Walter Barron, George Bartling, Thomas Bowers, Larry Cardwell, Laverne Coughlin, Judy Doidge, Karl Duplessis, James English, William Harden, Kenneth Hoff, Howard Johnson, Judy Johnson, Harry Kelly, Billy Lacey, Gary Lucas, Donald Schraeder, Susan Schreck, Edward Stumph, Dawson Wilkins, and Nevada Ziegler.

On request of Senator Harold T. Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teachers Sam E. Gittings, and Mrs. Kathrine McGiffin, Principal Mr. Harold Taylor, and the following students from E. V. Cain Elementary School, Auburn: Loretta Allen, Susan Barudoni, Tom Blackburn, Sharon Braunlich, Richard Burger, Dixie Burrows, Jon Burton, Jeanne

Cannon, Victor Carter, Susan Cole, Tommy Gower, Gary Gray, Donnie Greason, Joe B. Hayward, Jack Huckaby, Cheryl Huntley, Susanne Jackson, Mary Lou Joye, Peggy Kimbrough, Paul Merriam, Larry Murch, Frank Olrich, Mickey Paris, Ronnie Peat, Patty Quigley, Linda Reavis, Diane Sedoo, Carolyn Steinoff, Jerry Sterner, Ernest Tanaka, Edith Turner, Sharon Williams, Wanda Yancey, Ellis Bowman, Don Baker, John Ballinger, Richard Bartlett, Bill Borman, Joan Brifnek, Bob Briner, John Burke, Gerald Cook, Carol Dunn, Charles Fitzpatrick, Leland Ford, Pat Fullerton, Marsha Gibney, JoAnn Griffith, Gary Harris, Bob Haydon, Jim Holsclaw, Jim Humphrey, Ron Johnson, Clareen Jones, Rodney Jones, Janette Jose, Claire Kennon, Tom Lambeth, Charles Lewis, Donna Luhr, Barbara McNeilly, Sharon Potter, Gordon Price, Ramona Robinson, Phyllis Thomas, Frances Turner, Elizabeth Wheeler, and Stephen Wolske.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Steven Shulster and Alice Shulster of Richmond.

On request of Senators Desmond and Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Kim Huff of Sacramento.

On request of Senator Kraft, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Don Lewis of San Diego.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lem Clohan, M. Earl Peltz, and H. R. Buchser, all of San Jose.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day refused to override the Governor's veto on Senate Bill No. 653.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Senate Bill No. 653 ordered filed with the Secretary of the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 271
Assembly Bill No. 287
Assembly Bill No. 399
Assembly Bill No. 403
Assembly Bill No. 597
Assembly Bill No. 1481
Assembly Bill No. 1557

Assembly Bill No. 1615
Assembly Bill No. 1732
Assembly Bill No. 1734
Assembly Bill No. 1881
Assembly Bill No. 2111
Assembly Bill No. 2680
Assembly Bill No. 3227

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, May 18, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 59
Senate Concurrent Resolution No. 110
Senate Joint Resolution No. 18

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, May 18, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 15
Senate Bill No. 290
Senate Bill No. 348
Senate Bill No. 495
Senate Bill No. 582
Senate Bill No. 600
Senate Bill No. 609
Senate Bill No. 720
Senate Bill No. 772
Senate Bill No. 811
Senate Bill No. 959
Senate Bill No. 1068
Senate Bill No. 1069
Senate Bill No. 1072
Senate Bill No. 1130
Senate Bill No. 1368
Senate Bill No. 1369
Senate Bill No. 1370
Senate Bill No. 1371
Senate Bill No. 1379

Senate Bill No. 1380
Senate Bill No. 1382
Senate Bill No. 1475
Senate Bill No. 1493
Senate Bill No. 1548
Senate Bill No. 1618
Senate Bill No. 1812
Senate Bill No. 1836
Senate Bill No. 1873
Senate Bill No. 1935
Senate Bill No. 1981
Senate Bill No. 2006
Senate Bill No. 2061
Senate Bill No. 2103
Senate Bill No. 2252
Senate Bill No. 2253
Senate Bill No. 2354
Senate Bill No. 2386
Senate Bill No. 2603

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, May 18, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 347
Senate Bill No. 568
Senate Bill No. 812
Senate Bill No. 984
Senate Bill No. 1307
Senate Bill No. 1381

Senate Bill No. 1405
Senate Bill No. 1452
Senate Bill No. 2171
Senate Bill No. 2257
Senate Bill No. 2394

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 319
Senate Bill No. 1377

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 320
Senate Bill No. 789
Senate Bill No. 1152
Senate Bill No. 1310

Senate Bill No. 1311
Senate Bill No. 1856
Senate Bill No. 2507
Senate Bill No. 2508

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to:

Assembly Bill No. 1447—An act to add Section 1677 to the Civil Code, relating to unlawful contracts;

And appointed Messrs. Hanna, MacBride, and Bruce F. Allen as a Committee on Conference to meet a like committee from the Senate.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 924—An act to amend Section 1469 of, and to add Section 1473 to the Fish and Game Code, and amend Section 1350 of and add Section 1354 to, the Fish and Game Code as proposed by Assembly Bill No. 616, relating to wildlife projects, and declaring the urgency thereof, to take effect immediately.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to:

Assembly Constitutional Amendment No. 16—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 14 of Article I thereof, relating to eminent domain;

And appointed Messrs. McGee, Bradley, and Bonelli as a Committee on Conference to meet a like committee from the Senate.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, May 17, 1957

MR. PRESIDENT: I am directed to inform you honorable body that the Assembly on this day passed:

Assembly Bill No. 94
Assembly Bill No. 138
Assembly Bill No. 446
Assembly Bill No. 673
Assembly Bill No. 687
Assembly Bill No. 794
Assembly Bill No. 1071
Assembly Bill No. 1240
Assembly Bill No. 1242
Assembly Bill No. 1244
Assembly Bill No. 1272
Assembly Bill No. 1322
Assembly Bill No. 1407
Assembly Bill No. 1847
Assembly Bill No. 1875
Assembly Bill No. 1878

Assembly Bill No. 1980
Assembly Bill No. 2120
Assembly Bill No. 2121
Assembly Bill No. 2241
Assembly Bill No. 2308
Assembly Bill No. 2348
Assembly Bill No. 2436
Assembly Bill No. 2449
Assembly Bill No. 2916
Assembly Bill No. 3013
Assembly Bill No. 3014
Assembly Bill No. 3153
Assembly Bill No. 3369
Assembly Bill No. 3599
Assembly Bill No. 4143

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 94—An act to amend Section 12616 of the Water Code, relating to the control, conservation, protection, and utilization of the water resources of the State.

Referred to Committee on Water Resources.

Assembly Bill No. 138—An act to add Section 377 to the Education Code, relating to employees of county superintendents of schools.

Referred to Committee on Local Government.

Assembly Bill No. 446—An act to amend Section 1030 of the Unemployment Insurance Code, relating to employer reserve accounts.

Referred to Committee on Labor.

Assembly Bill No. 673—An act to amend Section 69742 of the Government Code, relating to sessions of the superior court.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 687—An act to amend Sections 978, 1260, and 1280 of the California Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Labor.

Assembly Bill No. 794—An act to add Section 23366.5 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1071—An act to add Sections 515 and 5010.5 to the Public Resources Code, relating to refunds by the Department of Natural Resources.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1240—An act to amend Section 14449 of the Education Code, relating to the State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1242—An act to amend Sections 7493, 7660, 7670, 7675, 7852, 7872, 7916, 8126, 8128, 8147, 8148, 8149, 8191, 8352 and the heading of Article 4 of Chapter 6 of Part 2 of Division 2 of the Revenue and Taxation Code, to repeal Article 5 of Chapter 5 of Part 2 of Division 2 and Section 7981 of said code, and to add thereto Sections 7676, 7711.5, 8149.5 and 8404 and Articles 1.5 and 2.5 to Chapter 6 of Part 2 of Division 2 of said code, all relating to the motor vehicle fuel license tax.

Referred to Committee on Transportation.

Assembly Bill No. 1244—An act to amend Sections 8776, 8779, 8780, 8781, 8782, 8804, 8851, 8852, 8853, 8991, 8992, 8993, 8994, 9011, 9012, 9013, 9014, 9151, 9152, 9172, 9173, 9255 and 9352 of the Revenue and Taxation Code and to add Sections 8783, 8852.5, 8996, 8997, 9012.5, 9012.6, 9173.5, 9173.6 and 9355 and Article 2.5 to Chapter 6 of Part 3 of Division 2 of said code, all relating to the use fuel tax.

Referred to Committee on Transportation.

Assembly Bill No. 1272—An act to amend Sections 1178, 1703, 1755, 1785, 1815, and 1852 of, and to repeal Section 1817 of, the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Labor.

Assembly Bill No. 1322—An act to amend Section 424 of the Government Code, relating to the official colors of the State.

Referred to Committee on Rules.

Assembly Bill No. 1407—An act to amend Section 221 of the Vehicle Code, relating to stolen and embezzled vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1847—An act to amend Section 5014 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Referred to Committee on Local Government.

Assembly Bill No. 1875—An act to add Sections 537 and 570 to the Streets and Highways code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 1878—An act to amend Section 1252 of the Code of Civil Procedure, relating to payment of condemnation awards.

Referred to Committee on Judiciary.

Assembly Bill No. 1980—An act to amend Section 550 of the Vehicle Code, relating to traffic laws.

Referred to Committee on Transportation.

Assembly Bill No. 2120—An act to amend Section 423 of the Education Code, relating to the superintendent of schools of a county of the twenty-third class.

Referred to Committee on Local Government.

Assembly Bill No. 2121—An act to amend Section 576 of the Vehicle Code, relating to stops at railway grade crossings.

Referred to Committee on Transportation.

Assembly Bill No. 2241—An act to amend Sections 14276.6 and 14601 of the Education Code, relating to State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2308—An act to repeal Section 25643 of, and to add Section 25643 to the Government Code, relating to counties in respect to structural fire protection.

Referred to Committee on Local Government.

Assembly Bill No. 2348—An act to amend Section 1428b of the Penal Code, relating to dockets of criminal actions and proceedings.

Referred to Committee on Judiciary.

Assembly Bill No. 2436—An act to amend Section 1254 of, and to add Section 1254.5 to, the Code of Civil Procedure, relating to the deposit and investment of money paid into court.

Referred to Committee on Judiciary.

Assembly Bill No. 2449—An act to amend Section 1641 of the Welfare and Institutions Code and to add Sections 1642, 1642.5 and 1642.6 thereto and to amend Section 225p of the Civil Code, relating to services by county adoption agencies to unmarried expectant mothers.

Referred to Committee on Social Welfare.

Assembly Bill No. 2916—An act to amend the Health and Safety Code by adding thereto Sections 4625, 4797, 4997, 5581.1, 5740.21, 6655, 14097, 14354.1, 14496, 32300.1 and 33910.1, relating to the use of bond proceeds.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3013—An act to add Sections 35121.6 and 35313.6 to the Government Code, relating to annexations.

Referred to Committee on Local Government.

Assembly Bill No. 3014—An act to amend Section 34080 of the Government Code, relating to cities.

Referred to Committee on Local Government.

Assembly Bill No. 3153—An act to add Section 1238.6 to the Code of Civil Procedure, relating to eminent domain.

Referred to Committee on Judiciary.

Assembly Bill No. 3369—An act to add Section 9709 to the Education Code, relating to schools and classes in county institutions.

Referred to Committee on Education.

Assembly Bill No. 3599—An act to add Article 10.7, commencing at Section 70025, to Chapter 5 of Title 8 of the Government Code, relating to costs in superior court proceedings.

Referred to Committee on Judiciary.

Assembly Bill No. 4143—An act to add Section 37395 to the Government Code, relating to the leasing of city, county or city and county property for recreational purposes.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 18, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 60
Assembly Bill No. 217
Assembly Bill No. 983
Assembly Bill No. 1537
Assembly Bill No. 1717
Assembly Bill No. 2171
Assembly Bill No. 2230
Assembly Bill No. 2268
Assembly Bill No. 2388
Assembly Bill No. 2389

Assembly Bill No. 2390
Assembly Bill No. 2722
Assembly Bill No. 2724
Assembly Bill No. 3098
Assembly Bill No. 3225
Assembly Bill No. 3384
Assembly Bill No. 3431
Assembly Bill No. 3874
Assembly Bill No. 3939

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 60—An act to add Section 170.6 to the Code of Civil Procedure, relating to judges.

Referred to Committee on Judiciary.

Assembly Bill No. 217—An act to amend Sections 4319 and 4326.5 of the Agricultural Code, relating to milk.

Referred to Committee on Agriculture.

Assembly Bill No. 983—An act to add Section 31681.2 to the Government Code, relating to the retirement of county employees.

Referred to Committee on Local Government.

Assembly Bill No. 1537—An act to add Sections 8961.1 and 8961.2 to, and amend Section 8961 of the Health and Safety Code, relating to public cemetery districts.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1717—An act to add Section 22126 to the Government Code, relating to state and county retirement laws.

Referred to Committee on Local Government.

Assembly Bill No. 2171—An act to add Chapter 8, commencing at Section 6800, to Division 8 of the Elections Code, relating to voting.

Referred to Committee on Elections.

Assembly Bill No. 2230—An act to amend Sections 31469.3 and 31470 of the Government Code, to renumber Section 31470.6 of the Government Code to be Section 31470.8 of the Government Code and to add Sections 31470.6, 31558.5, 31639.6, and 31639.7 to the Government Code, relating to the retirement of county employees.

Referred to Committee on Local Government.

Assembly Bill No. 2268—An act to amend Section 28123 of the Government Code, relating to compensation for public service in counties of the twenty-third class.

Referred to Committee on Local Government.

Assembly Bill No. 2388—An act to amend Sections 73522 and 73523 of, and to add Section 73525 to, the Government Code, relating to the municipal court in the Cities of Burlingame and San Mateo.

Referred to Committee on Local Government.

Assembly Bill No. 2389—An act to amend Sections 74302 and 74303 of, and to add Section 74305 to, the Government Code, relating to the municipal court in the Cities of San Carlos and Redwood City.

Referred to Committee on Local Government.

Assembly Bill No. 2390—An act to amend Sections 73602 and 73603 of, and to add Section 73605 to, the Government Code, relating to the municipal court in the Cities of Daly City and South San Francisco.

Referred to Committee on Local Government.

Assembly Bill No. 2722—An act to amend Section 25365 of the Government Code, relating to the granting, conveyance, quitclaiming, assignment or other transfer by a board of supervisors of county-owned real or personal property to public entities.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2724—An act to amend Section 43638 of the Government Code, and to add Section 6405 to the Streets and Highways Code, relating to fiscal agency contracts of cities.

Referred to Committee on Local Government.

Assembly Bill No. 3098—An act to amend Section 7668 of the Business and Professions Code, relating to funeral directors.

Referred to Committee on Business and Professions.

Assembly Bill No. 3225—An act to amend Section 34303.5 of the Government Code, relating to incorporations.

Referred to Committee on Local Government.

Assembly Bill No. 3384—An act to add Section 7713.1 to the Education Code, relating to school district public works.

Referred to Committee on Education.

Assembly Bill No. 3431—An act to amend Sections 4311 and 4327 of, and add Section 4316.1 to the Agricultural Code, relating to stabilization and marketing of milk.

Referred to Committee on Agriculture.

Assembly Bill No. 3874—An act to amend Section 2103.1 of the Education Code, relating to the compensation of members of boards of education.

Referred to Committee on Local Government.

Assembly Bill No. 3939—An act to add Section 13001.5 to the Education Code, relating to the employment of public school teachers.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 20, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 54
Assembly Bill No. 110
Assembly Bill No. 1220
Assembly Bill No. 1914
Assembly Bill No. 2987
Assembly Bill No. 3472

Assembly Bill No. 3553
Assembly Bill No. 3751
Assembly Bill No. 3755
Assembly Bill No. 4107
Assembly Bill No. 4114
Assembly Bill No. 4146

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 54—An act to add Section 202.5 to the Revenue and Taxation Code, relating to exemption from taxation of property under Section 1 of Article XIII of the Constitution.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 110—An act to amend Section 538 of the Code of Civil Procedure, relating to attachment of property.

Referred to Committee on Judiciary.

Assembly Bill No. 1220—An act to amend Section 10757 of the Revenue and Taxation Code, relating to additional unpaid vehicle license fees.

Referred to Committee on Transportation.

Assembly Bill No. 1914—An act to amend Section 2009 of the Welfare and Institutions Code, relating to old age assistance.

Referred to Committee on Social Welfare.

Assembly Bill No. 2987—An act to add Section 1103.02 to the Agricultural Code, relating to eggs.

Referred to Committee on Agriculture.

Assembly Bill No. 3472—An act to amend Section 5005 of, and to add Section 5005.5 to, the Election Code, relating to character attacks on candidates for public office.

Referred to Committee on Elections.

Assembly Bill No. 3553—An act to amend Section 5843 of the Streets and Highway Code, relating to the Improvement Act of 1911.

Referred to Committee on Local Government.

Assembly Bill No. 3751—An act to amend Section 433 of the Code of Civil Procedure, relative to demurrers.

Referred to Committee on Judiciary.

Assembly Bill No. 3755—An act to amend Section 607 of the Code of Civil Procedure, relating to order of proceedings on trial.

Referred to Committee on Judiciary.

Assembly Bill No. 4107—An act to amend Section 9907 of the Government Code, relating to regulation of legislative advocates.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 4114—An act to add Section 30609 to the Streets and Highways Code, relating to crossings of San Francisco Bay, declaring the urgency thereof and providing that this act shall take effect immediately.

Referred to Committee on Transportation.

Assembly Bill No. 4146—An act to amend Sections 23201, 23207, 23214, 23215, and 23216 of the Government Code, relating to alteration of county boundaries.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 18, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 2234

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 2234—An act to add Section 54903.05 to the Government Code, relating to annexation of territories to cities.

Re-referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 17, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 152

Assembly Concurrent Resolution No. 165

Assembly Joint Resolution No. 20

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 152—Relative to study of law of grand juries by California Law Revision Commission.

Referred to Committee on Judiciary.

Assembly Concurrent Resolution No. 165—Relative to improvement of State Highway Route 83.

Referred to Committee on Transportation.

Assembly Joint Resolution No. 20—Relative to the Washington Office of the Council of State Governments.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 16, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 33

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Joint Resolution No. 33—Relative to nonstop air transportation between San Francisco and New York.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 113—An act to amend Section 28112 of the Government Code, relating to compensation for public service;

Senate Bill No. 161—An act to amend and renumber Section 368 (as added by Chapter 1003, Statutes of 1947) of the Education Code, relating to the county school service fund;

Senate Bill No. 1492—An act to amend Section 28126 of the Government Code, relating to compensation for public service in counties of the twenty-sixth class; And reports that the same have been correctly enrolled, and presented to the Governor on the seventeenth day of May, 1957, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 64—Relative to designation of California Highway One;

Senate Concurrent Resolution No. 78—Relating to road signs and markings on State Highway Route 11;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the seventeenth day of May, 1957, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 16—An act to amend Section 14772.2 of the Education Code, relating to the discontinuance of local school district retirement systems;

Senate Bill No. 159—An act to amend Section 7771 of the Education Code, relating to school building aid to school districts;

Senate Bill No. 293—An act to amend Section 2728 of, and to add Section 2763 to, and to repeal Sections 2763 and 2829 of, the Business and Professions Code, relating to the practice of nursing;

Senate Bill No. 529—An act to amend Section 20945 of the Education Code, relating to the California School for the Blind;

Senate Bill No. 650—An act to amend Section 750.2 of the Agricultural Code, relating to the California Dairy Industry Advisory Board;

Senate Bill No. 652—An act to amend Section 13001.2 of the Education Code, relating to the confirmation of prior employment of certificated employees of school districts;

Senate Bill No. 735—An act to amend Section 1562 of the Financial Code, relating to deposit of trust funds;

Senate Bill No. 815—An act to add Section 673.9 to the Vehicle Code, relating to motor vehicle equipment;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of May, 1957, at 9.30 a.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 960—An act to amend Section 12024.5 of the Business and Professions Code, relating to sale of food by weight;

Senate Bill No. 1209—An act to add Article 8.7 (commencing with Section 31695.1) to Chapter 3, Part 3, Division 4, Title 3 of, and to amend Sections 31454.5, 31469.3, 31558, 31639, 31639.3, 31662, 31662.6, 31664.6, 31765.1, and 31785 of, the Government Code, relating to county employees' retirement system;

Senate Bill No. 1390—An act to add Section 2224.1 to, and to amend Sections 2224, 3088, and 3474 of, the Welfare and Institutions Code, relating to relatives' responsibility in public assistance programs;

Senate Bill No. 1408—An act to amend Section 699.5 of the Military and Veterans Code, relating to assistance to veterans and their dependents;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of May, 1957, at 9.30 a.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1427—An act to amend Section 155 of the Vehicle Code, relating to signature and display of vehicle registration cards;

Senate Bill No. 1480—An act to amend Section 53 of the Fish and Game Code, and amend Section 3284 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to signs;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of May, 1957, at 9.30 a.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 98—Approving certain amendments to the charter of the City of Sunnyvale, a municipal corporation in the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election consolidated with the general municipal election of the City of Sunnyvale held therein on the ninth day of April, 1957;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twentieth day of May, 1957, at 10 a.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2200

Senate Joint Resolution No. 7

Senate Concurrent Resolution No. 109

Senate Joint Resolution No. 37

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1111

Senate Bill No. 1688

Senate Bill No. 1169

Senate Bill No. 1878

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 325

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1135

Senate Bill No. 1733

Senate Bill No. 1300

Senate Bill No. 2081

Senate Bill No. 1502

Senate Bill No. 2468

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 29—An act to amend Section 137.3 of the Civil Code, relating to attorney's fees and costs in certain actions;

Senate Bill No. 205—An act to add Section 608.5 to the Agricultural Code, relating to cheese;

Senate Bill No. 646—An act to add Section 21240 to the Public Utilities Code, relating to aviation;

Senate Bill No. 746—An act to add Section 1043 to the Probate Code, relating to estates of nonresidents;

Senate Bill No. 838—An act to amend Section 28124 of the Government Code, relating to the County of Humboldt;

Senate Bill No. 1389—An act to amend Sections 2007, 3006 and 3405 of the Welfare and Institutions Code, relating to restitution actions in connection with aid to the needy;

Senate Bill No. 1696—An act to amend Sections 73732, 73733, 73734, 73735, 73736, 73737, 73992, 73993, 73994, 73995, and 73996 of, and to add Sections 73740 and 73999 to, the Government Code, relating to municipal courts in Orange County;

Senate Bill No. 2221—An act to amend Section 14341 of the Revenue and Taxation Code, relating to inheritance taxation;

Senate Bill No. 2408—An act to repeal Sections 276 and 277 of, and to add Section 276 to, the Vehicle Code, relating to drivers' licenses;

Senate Bill No. 2501—An act to add Section 50335 to the Government Code, relating to public utilities;

Senate Bill No. 2671—An act to add Section 829.31 to the Agricultural Code, relating to cantaloupes, declaring the urgency thereof, to take effect immediately: And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of May, 1957, at 4 p.m.

BURNS, Chairman

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 2537

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 731

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 730

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be re-referred to the Committee on Rules with the recommendation that the bill be referred to the Senate Interim Committee on Judiciary for study.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 1806

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules, with the recommendation that the bill be referred to an appropriate interim committee for study.

REGAN, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 1057

Senate Bill No. 2532

Senate Bill No. 1824

Senate Bill No. 2534

Senate Bill No. 2530

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules with the recommendation that the bills be referred to the Senate Interim Committee on Judiciary for study.

REGAN, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Military and Veterans Affairs

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Senate Bill No. 527

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

SUTTON, Chairman

Above reported bill ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Senate Bill No. 109

Has had the same under consideration, and reports the same back with the recommendation: Be referred to Committee on Rules for assignment to the proper interim committee for study.

ERHART, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Public Utilities, to which were referred:

Senate Bill No. 648

Assembly Bill No. 2992

Assembly Bill No. 2928

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERHART, Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Constitutional Amendment No. 24

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BREED, Chairman

Above reported resolution ordered to second reading.

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Resolution No. 39

Assembly Concurrent Resolution No. 157

Assembly Joint Resolution No. 30

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Above reported resolutions ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 75

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolution ordered to third reading.

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 1637

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BREED, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 353

Senate Bill No. 2130

Senate Bill No. 1053

Senate Bill No. 2666

Senate Bill No. 1940

Assembly Bill No. 1661

Senate Bill No. 2001

Assembly Bill No. 2970

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 492

Senate Bill No. 2107

Senate Bill No. 2091

Assembly Bill No. 1145

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 18

Senate Bill No. 108

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 1946

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be re-referred to the Committee on Rules to be assigned to an appropriate interim committee.

ABSHIRE, Chairman

Above reported bill ordered to second reading.

Committee on Labor

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Labor, to which was referred:

Assembly Bill No. 3350

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Labor, to which were referred:

Senate Bill No. 1967

Senate Bill No. 2229

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MONTGOMERY, Chairman

Above reported bills ordered to second reading.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, May 13, 1957; Tuesday, May 14, 1957; Wednesday, May 15, 1957; Thursday, May 16,

1957, and Friday, May 17, 1957, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

MOTION TO RECALL ASSEMBLY BILL NO. 785

Senator Robert I. McCarthy moved that the Assembly be requested to return Assembly Bill No. 785 to the Senate for further consideration.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senators Thompson, Ed. C. Johnson, Miller, Short, Gibson, Breed, and Byrne:

Senate Resolution No. 130

Relative to saving the 1957 cherry crop in California

WHEREAS, The Legislature has been informed that the abnormal and excessive late spring rains have seriously endangered the 1957 cherry crop in California; and

WHEREAS, Ripening cherries are irreparably damaged by moisture being allowed to stand on them for more than a short period of time; and

WHEREAS, The cherry crop represents a multimillion dollar industry in this State and its destruction would bring hardship to thousands of persons whose livelihood is associated with producing, harvesting, processing, packing, and distributing the fruit; and

WHEREAS, It is well known that the air currents created by a helicopter hovering over an orchard will cause moisture on the leaves and fruit to evaporate rapidly; now, therefore, be it

Resolved by the Senate of the State of California, That the members strongly urge all private owners of helicopters to assist in saving the 1957 cherry crop from being destroyed by moisture, by flying their helicopters over the cherry orchards in their neighboring areas; and be it further

Resolved, That units of the United States Army, Navy, Air Corps, Marine Corps, Coast Guard, and National Guard located in this State are requested to make all helicopters immediately available for use in the urgent project of protecting the cherry crop at this crucial stage of its development.

Resolution read, and unanimously adopted on motion of Senator Thompson.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 1824

Senator Cobey moved that Senate Bill No. 1824 be withdrawn from Committee on Rules and re-referred to Committee on Judiciary.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Dolwig moved that Assembly Bill No. 1280 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Short moved that Assembly Bill No. 3117 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Harold T. Johnson moved that Assembly Bill No. 2418 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO RESCIND

Senator Farr moved that the vote be rescinded whereby the Senate adopted the conference report concerning Senate Bill No. 924 on May 17, 1957.

The roll was called, and the motion carried by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

FURTHER CONSIDERATION OF CONFERENCE COMMITTEE REPORT CONCERNING SENATE BILL NO. 924

Report of Committee on Conference

The following report of Committee on Conference was received, and read:

SENATE CHAMBER, SACRAMENTO, May 18, 1957

MR. PRESIDENT: The Committee on Conference concerning:

Senate Bill No. 924—An act to amend Section 1459 of, and to add Section 1473 to the Fish and Game Code, and amend Section 1350 of and add Section 1354 to, the Fish and Game Code as proposed by Assembly Bill 616, relating to wildlife projects, and declaring the urgency thereof, to take effect immediately; consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 2, lines 6 and 7, of the printed bill, as amended in Assembly May 8, 1957, strike out ", by negotiation or by condemnation if access is not otherwise obtainable,".

Amendment No. 2

On page 3, line 2, strike out ", by nego-"; strike out all of line 3; and in line 4, strike out "able,".

ED. C. JOHNSON

FRED S. FARR

J. WILLIAM BEARD

Senate Committee on Conference

ALAN G. PATTEE

F. P. BELOTTI

LLOYD W. LOWREY

Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—34.

NOES—Senator Dorsey—1.

Senate Bill No. 924 ordered enrolled.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Thompson:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 7727.5 to the Education Code, relating to state school building aid.

Respectfully submitted,

SENATOR THOMPSON

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 17, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Education.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—34.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bill was introduced, and read the first time:

Senate Bill No. 2676: By Senator Thompson—An act to add Section 7727.5 to the Education Code, relating to state school building aid.

Referred to Committee on Education.

CONSIDERATION OF DAILY FILE**MOTIONS TO RECONSIDER**

Senate Bill No. 1120—An act to add Section 103.2 to the Welfare and Institutions Code, relating to aid to the aged.

Motion to Reconsider Senate Bill No. 1120

Pursuant to his motion previously made, Senator Richards moved that the Senate, at this time, reconsider the vote whereby Senate Bill No. 1120 was passed.

The roll was called, and Senate Bill No. 1120 reconsidered by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Collier, Cunningham, Desmond, Dilworth, Donnelly, Erhart, Gibson, Grunsky, Ed. C. Johnson, Kraft, McBride, Miller, Regan, Richards, Short, and Teale—23.

NOES—None.

Further Consideration of Senate Bill No. 1120

Senate Bill No. 1120—An act to add Section 103.2 to the Welfare and Institutions Code, relating to aid to the aged.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 5 and 6, of the printed bill, strike out "be terminated", and insert "thereafter be suspended for the ensuing period of his absence from the United States".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Further Consideration of Motion to Reconsider

Assembly Bill No. 1214—An act to add Section 1090.1 to the Government Code, relating to public officers.

Request for Unanimous Consent

Senator Murdy asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Assembly Bill No. 1214 was passed, continued to next legislative day.

Assembly Bill No. 974—An act to amend Sections 6202, 6203, 6357, 6738, 6757, 6933, and 7151 of the Revenue and Taxation Code, relating to sales and use taxes.

Motion to Reconsider Waived

Senator Robert I. McCarthy waived his motion to reconsider the vote whereby Assembly Bill No. 974 was passed on Friday, May 17, 1957.

Assembly Bill No. 974 ordered transmitted to the Assembly.

SECOND READING OF SENATE BILLS

Senate Bill No. 2018—An act to add Section 4093 to, and to repeal Section 4093 of, the Business and Professions Code, relating to pharmacy.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2019—An act to amend and renumber Sections 4097, 4098, and 4099 of the Business and Professions Code, relating to pharmacy.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2021—An act to amend Section 4211 of the Business and Professions Code, relating to dangerous drugs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2038—An act to amend Section 4382 of the Business and Professions Code, relating to pharmacy.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1324—An act to add Section 705.2 to the Vehicle Code, relating to logging trucks.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 2 of the printed bill, strike out lines 20 to 25, inclusive, and insert	
"50	73,280
51	73,280
52	73,600
53	74,400
54	75,200
55	76,000".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2022—An act to amend Section 4221.5 of the Business and Professions Code, relating to drugs.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions.

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate March 21, 1957, strike out "chapter", and insert "article".

Amendment No. 2

On page 1, line 8, strike out "chapter", and insert "article".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2418—An act to add Section 4230.5 to the Agricultural Code, relating to the marketing of fluid milk and fluid cream.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, lines 12 and 13, of the printed bill, as amended in Senate May 6, 1957, strike out ", are used as a base for", and insert "are taken into consideration in".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1943—An act to amend Section 487 of the Penal Code, relating to criminal liability for grand theft.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 11—An act to amend Section 1300.16 of the Agricultural Code, relating to marketing of agricultural products.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1464—An act to amend Section 7 of the Agricultural Code, relating to agriculture.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 13, 1957, strike out "and 829.1", and insert "829.1, and 840".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2, line 40, after "SEC. 4.", insert "Section 840 of said code is amended to read:

840. When used in this chapter:

(a) "Container" means any box, crate, chest, carton, barrel, keg or any other receptacle containing honey.

(b) "Subcontainer" means any "section box" or other receptacle used within a container.

(c) "Clean and sound containers" means containers which are virtually free from rust, stains or leaks.

(d) "Section box" means the wood or other frame in which bees have built a small comb of honey.

(e) "Pack," or "packing" or "packed," means the arrangement of all or a part of the subcontainers in any container.

(f) "Deceptive pack" means any container or subcontainer of honey which has, in any exposed surface, honey or honeycomb, so superior in quality, appearance, condition or in any other respect to that in the interior of the container or subcontainer, or the unexposed portion, as to materially misrepresent the contents. The pack shall be considered deceptive even though the honey in a container is virtually uniform in

quality as defined in this chapter, when the outer or exposed surface is composed of honey which is not an accurate representation of the variation in quality of the honey in the entire container. Any pack shall be considered deceptive which is "slack-filled" unless the container is so marked, even though such containers are marked with the proper net weight of the honey contained therein.

(g) "Slack filled" means that the contents of any container occupy less than [ninety-five] 85 percent of the volume of the closed container.

(h) "Deceptive arrangement" or "deceptive display" means any lot or load, arrangement or display of honey which lies in any exposed surface, honey which is so superior in quality, appearance or condition, or in any other respects, to any of that which is concealed or unexposed as to materially misrepresent any part of the lot, load, arrangement or display.

(i) "Mislabelled" means the placing or presence of any false or misleading statement, design or device upon, or in connection with, any container or lot of honey, or upon the label, lining, or wrapper of any such container, or any placard used in connection therewith, and having reference to such honey. A statement, design or device is false and misleading, when the honey to which it apparently or actually refers does not conform in every respect to such statement.

(j) "Placard" is any sign, label, or designation, other than an oral designation, used in connection with any honey as a description or identification thereof.

(k) "Honey" means the nectar of floral exudations of plants gathered and stored in the comb by honey bees (*apis mellifica*). It is a laevo-rotatory, contains not more than twenty (20) percent of water, not more than twenty five (25) one hundredths of 1 percent of ash, not more than eight (8) percent of sucrose, its specific gravity is not less than 1.412, its weight not less than eleven (11) pounds, twelve (12) ounces per standard gallon of 231 cubic inches at sixty-eight (68) degrees Fahrenheit.

(l) "Comb honey" means honey in the comb.

(m) "Adulterated honey" shall mean any honey to which has been added honey dew, glucose, dextrose, molasses, sugar, sugar syrup, invert sugar, or any other similar product or products, other than the nectar of floral exudations of plants gathered and stored in the comb by honey bees.

(n) "Extracted honey" means honey which has been removed from the comb.

(o) "Crystallized honey" means honey which has assumed a solid form due to the crystallization of one or more of the natural sugars therein.

(p) "Honeydew" means (1) the saccharine exudation of plants or insects, other than nectarous exudations, gathered and stored in the comb by honey bees (*apis mellifica*) and (2) it is dextro-rotatory.

(q) "Foreign material" means pollen, wax particles, insects or other materials not deposited by bees.

(r) "Foreign honey" means any honey not produced within the State of California.

(s) "Agent" includes broker, commission merchant, auctioneer, solicitor, seller on consignment, and any other person acting upon the actual or implied authority of another.

SEC. 5."

Amendment No. 3

On page 2, line 46, after "strawberries", insert "and to properly market honey now on hand".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1998—An act to repeal Section 544 of the Agricultural Code, relating to milk and milk products.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1947—An act to add Section 4292 to the Agricultural Code, relating to marketing of fluid milk and fluid cream.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 919—An act to amend Sections 1400, 1401, 1404, 1405, 1407, 1408, 1411, and 1415 of, and to add Sections 1401.1, 1418.5, 1422, and 1423 to, the Health and Safety Code, to amend Sections 2350 and 2356 of, and to repeal Chapter 2, commencing at Section 2300, of Division 3 of, the Welfare and Institutions Code, relating to the regulation of hospitals and other institutions providing care for the infirm, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 14, 1957, strike out "1408,".

Amendment No. 2

In line 2 of the title, after "1401.1," insert "1408.1,".

Amendment No. 3

In lines 4 and 5 of the title, strike out "repeal Chapter 2, commencing at Section 2300, of Division 3 of", and insert "add Section 2300.5 to".

Amendment No. 4

On page 3, strike out lines 26 to 49, inclusive, and insert

"Sec. 8. Section 1408.1 is added to said code, to read:

1408.1. An advisory board shall be appointed to assist, advise and make recommendations to the director and the state department in the establishment of rules and regulations necessary to insure the proper administration and enforcement of this chapter as it applies to nursing and rest homes and for those purposes to serve as consultants to the director.

The board shall consist of five members, two of whom shall be administrators or operators of rest homes with at least five years experience in the operation of such homes and two of whom shall be administrators or operators of nursing homes with at least five years experience in the operation of such homes, appointed by the Governor to hold office for four-year terms and until the appointment and qualification of their successors, except that the terms of the members first appointed shall expire as follows: Two shall expire on October 15, 1959, two shall expire on October 15, 1960, and one shall expire on October 15, 1961. At the time of making the appointments the Governor shall designate the term for which each member of the board is appointed."

Amendment No. 5

On page 4, line 10, after "hospitals", insert "and nursing and rest homes".

Amendment No. 6

On page 5, between lines 3 and 4, insert

"(b) Any charitable, religious, benevolent, fraternal, or educational institution organized on a nonprofit basis, unless such institution applies for a license under this chapter, in which event no license shall be required of it under Chapter 2 of Division 3 of the Welfare and Institutions Code."

Amendment No. 7

On page 6, strike out lines 13 and 14, and insert

"Sec. 13. Section 2300.5 is added to the Welfare and Institutions Code, to read: 2300.5. This chapter shall apply only to charitable, religious, benevolent, fraternal, or educational institutions organized on a nonprofit basis, and only if such institution does not apply for a license under Chapter 2 of Division 2 of the Health and Safety Code."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2466—An act to amend Section 210 of the Revenue and Taxation Code, relating to the exemption from taxation of the property of a householder.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in Senate April 15, 1957, strike out "Section", and insert "Sections".

Amendment No. 2

In line 4 of the title, after "210", insert "and 2189".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 8, line 20, insert

"SEC. 2. Section 2189 of the Revenue and Taxation Code is amended to read:

2189. A tax on personal property is a lien on [any] real property also belonging to the owner of the personal property, *if the personal property is located upon such real property* [and located in the same county as the latter] on the lien date, and if the fact of the lien is shown on the secured roll opposite the description of the real property.

Any failure or omission to show the fact of such lien for personal property taxes on the secured roll opposite such description of real property shall not operate to invalidate any such personal property tax, but in such case the tax shall be collected in the same manner as taxes on the unsecured roll; provided, that if the fact of lien is erroneously entered on the secured roll opposite the description of real property belonging to someone other than the owner of the personal property on the lien date, then the delinquency penalty provided for in Chapter 4 of Part 5 shall not attach until December 10th at 5 p.m. or, if December 10th falls on Saturday, at 5 p.m. on the next business day."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

Senate Bill No. 1157—An act to add Sections 7000.7, 7083, 7193, and 7713.1 to the Education Code, relating to apportionments to school districts.

Bill read second time.

Motion to Re-refer Senate Bill No. 1157

Senator McBride moved that Senate Bill No. 1157 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1652—An act to amend Section 1505.5 of the Military and Veterans Code, relating to the definition of a "state of extreme emergency" without a proclamation of the Governor.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1653—An act to amend Sections 1560 and 1562 of the Military and Veterans Code, relating to military affairs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1655—An act to amend Sections 1513, 1585 and 1586 of the Military and Veterans Code, relating to military affairs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1657—An act to amend Sections 1509.6, 1518.2 and 1591 of the Military and Veterans Code, relating to military affairs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1659—An act to amend Section 1506 of, and add Section 1506.1 to, the Military and Veterans Code, relating to disaster preparedness.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1309—An act to amend Sections 17048 and 17181 of the Revenue and Taxation Code, relating to personal income tax.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 3, lines 21 and 22, of the printed bill, strike out "eight hundred dollars (\$800)", and insert "six hundred dollars (\$600)".

Amendment No. 2

On page 4, lines 7 and 8, strike out "eight hundred dollars (\$800)", and insert "six hundred dollars (\$600)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 583—An act to amend Section 6630 of, and to add Sections 6549.5 and 6549.6 to, the Business and Professions Code, relating to barber shops.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1154—An act to amend Sections 2842, 2843, 2851, and 2866 of the Business and Professions Code, relating to vocational nursing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 27, 1957, strike out "2851,".

Amendment No. 2

On page 1, strike out lines 16 to 19, inclusive.

Amendment No. 3

On page 2, strike out lines 1 to 3, inclusive.

Amendment No. 4

On page 2, line 4, strike out "3.", and insert "2."

Amendment No. 5

On page 2, strike out line 8, and insert "follows: the two practical nurses who are qualified to meet the requirements for a license under this chapter, on January 15, 1952; two on January 15, 1953; two on January 15, 1954;".

Amendment No. 6

On page 2, line 9, strike out "three on January 15, 1961", and insert "two on January 15, 1955".

Amendment No. 7

On page 2, between lines 11 and 12, insert

"Vacancies are hereby created on the effective date of the 1957 amendment of this section in the terms of the public health nurse, the public school administrator and the vocational nurse members of the board, and the Governor shall within 90 days thereafter fill the vacancies so created by the appointment of four duly licensed vocational nurses who have been licensed for a period of three years prior to appointment. One of the nurses so appointed shall serve for the balance of the term of the public health nurse member; one for the balance of the term of the public school administrator member; one for the balance of the term of one of the vocational nurse members; and one for the balance of the term of the other vocational nurse member."

Amendment No. 8

On page 2, strike out lines 12 to 14, inclusive.

Amendment No. 9

On page 2, line 15, strike out "5.", and insert "3."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business Professions.

Assembly Bill No. 2409—An act to add Sections 1148, 1148.1, 1148.2, 1148.3, 1148.4, 1148.5, 1148.6, 1149.1, 1149.2, and 1149.3 to, and to repeal Sections 1148, 1148.1, 1148.15, 1148.2, 1148.25, 1148.26, 1148.3, 1148.35, 1148.4, 1148.45, 1148.5, 1148.52, 1148.55, 1148.6, 1148.61, 1148.62, 1148.75, 1148.85, 1148.9, 1148.91, 1148.95, 1148.96, 1149, 1149.1, 1149.11, 1149.12, 1149.13, 1149.14, 1149.15, and 1149.3 of, the Agricultural Code, relating to nursery stock.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly March 22, 1957, strike out all of lines 10 and 11, and insert "except decorative plants and seeds."

Amendment No. 2

On page 1, strike out all of line 13, and insert "purposes, except tubers, roots, corms, rhizomes and pips."

Amendment No. 3

On page 3, strike out all of line 14, and insert "1149. The director and the commissioners of each county of the".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1904—An act to amend Sections 819, 828.65, and 8129.45 of, and to add Sections 819.1, 819.2, and 819.3 to, the Agricultural Code, relating to sweet potatoes.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2408—An act to add Sections 120.1, 120.2 and 120.3 to the Agricultural Code, relating to pest control.

Bill read second time, and ordered to third reading.

Assembly Bill No. 216—An act to add Section 4126.5 to the Agricultural Code, relating to unfair practices in the marketing of milk and dairy products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly May 8, 1957, strike out "add Section 4126.5", and insert "amend Section 4280 of and to add Sections 4126.5 and 4286".

Amendment No. 2

On page 1, line 10, strike out "Any act by any distributor".

Amendment No. 3

On page 1, strike out lines 11 and 12.

Amendment No. 4

On page 1, between lines 12 and 13, insert

"SEC. 2. Section 4280 of said code is amended to read:

4280. Each stabilization and marketing plan shall contain provisions for prohibiting producers, distributors and retail stores from engaging in the unfair practices hereinafter set forth:

(a) The payment, allowance or acceptance of secret rebates, secret refunds, or unearned discounts by any person, whether in the form of money or otherwise.

(b) The giving of any milk, cream, dairy products, services or articles of any kind, except to bona fide charities, for the purpose of securing or retaining the fluid milk or fluid cream or fluid skim milk business of any customer.

(c) The extension to certain customers of special prices or services not made available to all customers who purchase fluid milk or fluid cream or fluid skim milk of like quantity under like terms and conditions.

(d) The false or misleading advertising of fluid milk or fluid cream or fluid skim milk as defined in Sections 17500, 17501, and 17502 of the Business and Professions Code.

(e) The purchase of any fluid milk in excess of 200 gallons monthly from any producer or association of producers unless a written contract has been entered into with such producer or association of producers. Such contract shall include the following: (1) the amount of fluid milk to be purchased for any period; (2) the quantity of such milk to be paid for as Class 1. Such quantity shall be stated in pounds of milk or pounds of milk fat or gallons of milk; provided, that if the price to be paid for such Class 1 milk is established separately for the milk fat and skim milk contained in such milk, such quantity to be paid for as Class 1 shall be stated in pounds of milk or pounds of milk fat or gallons of milk or both in pounds of milk fat and pounds of skim milk separately, but in any marketing area where an equalization pool is a part of a stabilization and marketing plan, such contract need not specify the quantity of milk in any one class; (3) the price to be paid for all milk received; (4) the date and method of payment for such fluid milk, which shall be that payment shall be made for approximately one-half of the milk delivered in any calendar month not later than the first day of the next following month and the remainder not later than the fifteenth day of said month; (5) the charges for transportation if hauled by the distributor; and (6) a proviso to the effect that the producer shall not be obligated to deliver in any calendar month fluid milk to be paid for at or less than the minimum price for fluid milk that is used for Class 3, as said class is defined in Section 4228. The contract may contain such other provisions as are not in conflict with this chapter. A signed copy of such contract shall be filed by the distributor with the director within five days from the date of its execution. The provisions of this subdivision relating to dates of payment shall not apply to contracts for the purchase of fluid milk from nonprofit cooperative associations of producers.

(f) The purchasing, processing, bottling, transporting, delivering or otherwise handling in any marketing area of any fluid milk or fluid cream or fluid skim milk which is to be or is sold or otherwise disposed of by such distributor at any place in the geographical area within the outer, outside and external boundaries or limits of such marketing area, whether such place is a part of the marketing area or not, at less than the minimum wholesale and minimum retail prices effective in such marketing area.

(g) The payment by a distributor to any producer, including any association of producers, or the receipt by a producer, including any association of producers, from a distributor, of a lesser price for any fluid milk or fluid cream or fluid skim milk which is distributed to any person, including agencies of the federal, state or local government, located upon property within the geographical limits of any marketing area for less than the minimum prices established by the director to be paid by distributors to producers for fluid milk, or the milk fat and skim milk contained therein, or fluid cream or fluid skim milk for said marketing area. The provisions of this section with respect to fluid milk shall apply whether or not such fluid milk is received by the distributor as whole milk, or as skim milk and fluid cream, or either, or as any other derivatives of such fluid milk which are reconstituted into such fluid milk, or fluid cream or fluid skim milk for market usage, and whether or not a fluid cream plan has been established for the marketing area.

(h) The payment or gift or the offer or promise of any payment or gift of money or other thing of value by a producer, directly or indirectly or through any agent or other intermediary, to any person with the purpose or design of inducing such person to become a wholesale customer of any distributor.

SEC. 3. Section 4286 is added to said code, to read:

4286. No amendment of any provision of this article shall have the effect of terminating or invalidating any provision of any stabilization and marketing plan established by the director prior to the effective date of such amendment; provided,

that each such plan shall be brought into conformity with such amendment at the earliest practicable date after the effective date of such amendment."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

Assembly Bill No. 10—An act to add Chapter 1.9, comprising Sections 5120 to 5128, inclusive, to Division 3 of the Education Code, relating to property valuations for the purpose of allocating money to school districts, and the adjustment of school district tax rates as a result thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 2 of the printed bill, as amended in Assembly April 17, 1957, after line 52, insert

"In making apportionments of state school building aid funds to school districts, the State Allocation Board shall be governed by the provisions of (a) and (b) above in determining the maximum amount of bonds which a district may have outstanding under law and in determining whether the district has issued a sufficient amount of bonds in order to qualify for an apportionment."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 81—An act to add Sections 17117.5 and 24273.5 to the Revenue and Taxation Code, relating to the personal income and bank and corporation taxes.

Bill read second time, and ordered to third reading.

Assembly Bill No. 547—An act to amend Section 14797 of the Revenue and Taxation Code, relating to the fees of the county treasurer for the collection of inheritance taxes.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1335—An act to amend Sections 3659.3 and 3659.5 of the Revenue and Taxation Code, relating to share claims of taxing agencies, and the distribution of share claim proceeds.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2556—An act to add Section 2904.1 to the Revenue and Taxation Code, relating to collection of taxes on unsecured personal property assessed to unknown owners.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3561—An act to amend Sections 3358 and 4217 of the Revenue and Taxation Code, relating to notices in connection with unpaid taxes on real property and eliminating the right to use the partial payment plan of redemption on tax-deeded property.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2781—An act to add Article 8.5 to Chapter 1 of Division 7 of the Military and Veterans Code, relating to the preservation of local government.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly May 9, 1957, strike out "8.5", and insert "6".

Amendment No. 2

On page 1, line 1, strike out "8.5", and insert "6".

Amendment No. 3

On page 1, line 4, strike out "8.5", and insert "6".

Amendment No. 4

On page 1, line 6, strike out "1575", and insert "1550".

Amendment No. 5

On page 2, strike out lines 1 to 3, inclusive; and in line 4, strike out "municipal affair."

Amendment No. 6

On page 2, line 7, strike out "and be required".

Amendment No. 7

On page 2, line 16, before "disaster", insert "war".

Amendment No. 8

On page 2, line 17, strike out "1575.1", and insert "1550.01".

Amendment No. 9

On page 2, line 24, before "calamity", insert "war or enemy caused".

Amendment No. 10

On page 2, line 38, strike out "1575.2", and insert "1550.02".

Amendment No. 11

On page 2, line 39, strike out "shall", and insert "may".

Amendment No. 12

On page 2, line 43, strike out "1575.3", and insert "1550.03".

Amendment No. 13

On page 3, line 3, strike out "1575.4", and insert "1550.04".

Amendment No. 14

On page 3, line 20, strike out "1575.5", and insert "1550.05".

Amendment No. 15

On page 3, line 29, strike out "1575.6", and insert "1550.06".

Amendment No. 16

On page 3, line 49, strike out "1575.7", and insert "1550.07".

Amendment No. 17

On page 4, line 5, strike out "1575.8", and insert "1550.08".

Amendment No. 18

On page 4, line 20, strike out "1575.9", and insert "1550.09".

Amendment No. 19

On page 4, line 33, strike out "1575.10", and insert "1550.1".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Chief Assistant Secretary Lachlan M. Richards at the Desk

THIRD READING OF SENATE BILLS

Senate Bill No. 242—An act to amend Sections 7048 and 7049 of, and to add Section 7026.3 to, the Business and Professions Code, relating to well drillers.

Bill read third time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 6, 1957, strike out "Sections 7048 and 7049", and insert "Section 7049".

Amendment No. 2

In line 2 of the title, strike out "Section 7026.3", and insert "Sections 7026.3 and 7085".

Amendment No. 3

On page 1, line 4, after "drilling", insert ", digging, boring, or otherwise constructing, deepening, repairing, reperforming, or abandoning".

Amendment No. 4

On page 1, line 5, after "drills", insert ", digs, bores, or otherwise constructs, deepens, repairs, reperformates, or abandons".

Amendment No. 5

On page 1, strike out lines 7 to 23, inclusive.

Amendment No. 6

On page 2, strike out lines 1 and 2.

Amendment No. 7

On page 2, line 3, strike out "3.", and insert "2."

Amendment No. 8

On page 2, strike out lines 12 and 13, and insert

"The provisions of this section shall not be construed as applying to or affecting the business of drilling, digging, boring, or otherwise constructing, deepening, repairing, reperforming, or abandoning water wells.

SEC. 3. Section 7085 is added to said code, to read:

7085. Prior to October 1, 1958, the board shall issue a water well drilling contractor's license to any person who files an application with the board and who for four years out of the last 10 years has been engaged in the full-time business of drilling, digging, boring, or otherwise constructing, deepening, repairing, reperforming, or abandoning water wells."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1094—An act to amend Sections 10000, 10001, and 11200 of, and to add Section 10001.2 and Article 9.7 (commencing at Section 11280) to Chapter 2, Part 3, Division 6 of, the Water Code, relating to the Trinity River diversion.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Broed, Brown, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—30.

NOTES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1111—An act to add Section 6625.5 to the Business and Professions Code, relating to the practice of barbering.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, and Thompson—29.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1542—An act to add Section 1682.3 to the Labor Code, relating to farm labor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Regan, Richards, Short, and Teale—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 921—An act to add Sections 2312 and 1629.5 to the Welfare and Institutions Code, relating to the regulation of institutions and boarding homes for aged persons and children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Cobey, Cunningham, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—30.

NOES—Senators Christensen, Dilworth, and Teale—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 573—An act to amend Sections 26821, 26822, 26823, 26824, and 26825 of the Government Code, relating to fees of the county clerk.

Bill read third time.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Beard moved a call of the Senate.

Motion carried. Time, 3.35 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1750—An act to add Section 5047.3 to the Education Code, relating to builders' risk insurance on approved projects financed by apportionments from the Public School Building Loan

Fund and providing for a declaration of legislative intention from the time of the adoption of Statutes of 1949, Chapter 1389, thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Cobey, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Ed. C. Johnson, McBride, Miller, Regan, Richards, Short, Teale, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator John F. McCarthy Presiding

At 4.38 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Senate Bill No. 1609—An act to amend Section 5505 of the Elections Code, relating to display of the Flag at election polling places.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 477—An act to amend Section 2160 of, and to repeal Section 2160.4 of, the Welfare and Institutions Code, relating to old age security.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Cobey, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Ed. C. Johnson, McBride, Miller, Regan, Richards, Short, Teale, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1299—An act to amend Section 6721 of, the Welfare and Institutions Code, relating to the escape and apprehension of escaped mental patients.

Motion to Re-refer Senate Bill No. 1299

Senator Dolwig moved that Senate Bill No. 1299 be re-referred to Committee on Social Welfare.

Motion carried.

Senate Bill No. 1871—An act to add Section 70045.8 to the Government Code, relating to court reporters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Cobey, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Ed. C. Johnson, McBride, Miller, Regan, Richards, Short, Teale, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 862—An act to amend Section 23817 of the Business and Professions Code, relating to the ratio of off-sale general licenses to population under the Alcoholic Beverage Control Act.

Bill read third time.

Motion to Amend

Senator Desmond moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate May 16, 1957, strike out "Off-sale general ratio."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1719—An act to amend Section 24878 of, and to add Section 25503.1 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Cobey, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Ed. C. Johnson, McBride, Miller, Regan, Richards, Short, Teale, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1832—An act to amend Sections 28001 and 28003 of the Government Code, relating to the payment of salaries of county officers and employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2460—An act to amend Section 12574 of the Government Code, relating to employees of the Department of Justice.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Cobey, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Ed. C. Johnson, McBride, Miller, Regan, Richards, Short, Teale, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 325—An act to add Section 46.5 to and amend Sections 407, 427, 428, 992, 1201.3 and 1278 of the Fish and Game Code, relating to licenses and making an appropriation for study of fish and game.

Bill read third time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate May 16, 1957, after "Code," insert "and add Section 13005 to, and amend Sections 1055, 3031, 3652, 4332, 7149, and 7852 of, the Fish and Game Code as proposed by Assembly Bill No. 616,".

Amendment No. 1.5

On page 2, between lines 39 and 40, insert

"(d) To any person receiving aid to the aged under the provisions of the Old Age Security Law, on application to the department, without charge."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 3, line 32, after "Sec. 8," insert "Section 1055 of the Fish and Game Code as proposed by Assembly Bill No. 616 as amended to read:

1055. The department may issue and may authorize any person except a commissioner or a person employed in the department to sell licenses and license tags. It may ~~issue~~ *issue* licenses and license tags to persons so authorized without receiving full payment therefor, upon application of such person, and upon the giving of a bond as provided in this article.

Such person shall be allowed as compensation 5 percent of the amount collected and accounted for him on the sales of such licenses or tags *however, such compensation shall not exceed seven cents (\$0.15) per sport fishing or hunting license, fifty cents (\$0.50) per commercial fishing license, or five cents (\$0.05) per license tag or permit.* He may retain the compensation out of the fees received by him for sales of licenses or tags, and shall remit the balance of such fees to the department within 10 days following the last day of each calendar month.

SEC. 9. Section 3031 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

3031. A hunting license, granting the privilege to take game birds and mammals, shall be issued:

(a) To any citizen of the United States, over the age of 16 years, who is a resident of this State, upon the payment of [three dollars (\$3)] *four dollars (\$4)*.

(b) To any citizen of the United States, under the age of 16 years, who is a resident of this State, upon the payment of one dollar (\$1).

(c) To any citizen of the United States, not a resident of this State, upon the payment of twenty-five dollars (\$25).

(d) To any person, not a citizen of the United States, upon the payment of fifty dollars (\$50).

(e) To the wife of any veteran, as defined in Sections 800 or 980 of the Military and Veterans Code, upon payment of the fee specified in subdivision (a), even though she be an alien.

The amendments to this section shall become operative on July 1, 1958.

SEC. 10. Section 3652 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

3652. Any person who possesses a valid hunting license may, upon payment of [one dollar (\$1)] *two dollars (\$2)*, procure the number of pheasant license tags corresponding to the number of pheasants that may be legally taken by one person during the then current license year.

The amendments to this section shall become operative with the issuance of pheasant tags for the 1957 pheasant season.

SEC. 11. Section 4332 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

4332. Any resident of this State 12 years of age or over who possesses a valid hunting license may, upon payment of [one dollar (\$1)] *two dollars (\$2)*, procure the number of license tags corresponding to the number of deer that may legally be taken by one person during the current license year.

Any nonresident of this State, or any noncitizen of the United States, 12 years of age or over, who possesses a valid hunting license, may, upon payment of ten dollars (\$10), procure the number of license tags corresponding to the number of deer that may legally be taken by one person during the current license year.

The amendments to this section shall become operative with the issuance of the 1958 deer license tags.

SEC. 12. Section 7149 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

7149. An all-purpose sport fishing license granting the privilege to take or fish for purposes other than profit shall be issued:

(a) To any citizen of the United States, over the age of 16 years, who is a resident of this State, upon the payment of [three dollars (\$3)] *five dollars (\$5)* for the period of a calendar year, or, if issued after the beginning of the year, for the remainder thereof.

(b) To any nonresident or alien, over the age of 16 years, upon the payment of ten dollars (\$10) for the period of a calendar year, or, if issued after the beginning of the year, for the remainder thereof.

(c) To any citizen of the United States, over the age of 16 years, not a resident of this State, upon the payment of three dollars (\$3), for a period of 10 days from the date of issue.

(d) *To any person receiving aid to the aged under the provisions of the Old Age Security Law, on application to the department, without charge.*

A general sport fishing license granting the privilege to take all fish other than trout, but including steelhead trout, for purposes other than profit shall be issued to any citizen of the United States, over the age of 16 years, who is a resident of this State, upon the payment of four dollars (\$4) for the period of a calendar year, or, if issued after the beginning of the year, for the remainder thereof.

An ocean sport fishing license granting the privilege to take fish from the ocean waters of this State for purposes other than profit shall be issued to any citizen of the United States, over the age of 16 years, who is a resident of this State, upon the payment of three dollars (\$3) for the period of a calendar year, or, if issued after the beginning of the year, for the remainder thereof.

The amendments to this section shall become [effective with the issuance of the 1958 sports fishing license.]

[Sec. 3.] *operative on January 1, 1958.*

SEC. 13. Section 7852 of the Fish and Game Code as proposed by Assembly Bill No. 616 is amended to read:

7852. A commercial fishing license entitles the holder to take fish from April 1st to March 31st of the year following, or, if issued after the beginning of such term, for the remainder thereof. The license fee is [ten dollars (\$10)] *twenty dollars (\$20)*.

The amendments to this section shall become operative on April 1, 1958.

SEC. 14. Section 13005 is added to the Fish and Game Code as proposed by Assembly Bill No. 616, to read:

13005. Fifty percent of all revenue attributable to the increase in license fees established by amendment of Sections 1055, 3031, 3652, 4332, 7149, and 7852 at the 1957 Regular Session of the Legislature shall not be available for expenditure unless and until specifically appropriated by the Legislature. The increased revenue shall be determined monthly by the department and certified to the State Controller.

SEC. 15. Sections 8, 9, 10, 11, 12, 13, and 14 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Sections 465, 407, 427, 428, 992, 12013, and 1278 of the Fish and Game Code adopted in 1933 are repealed.

SEC. 16."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Request to Be Excused

Senator Byrne requested that he be excused to attend an Assembly committee.

Request granted.

Senate Concurrent Resolution No. 109—Relative to the investigation of the Mokelumne, Stanislaus and Calaveras River watersheds.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Cobey, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Ed. C. Johnson, McBride, Miller, Regan, Richards, Short, Teale, and Thompson—23.

NOES—None.

Resolution ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 4.10 p.m., on motion of Senator Beard, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 573 passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Cunningham, Dolwig, Dorsey, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Teale, and Thompson—25.

NOES—Senators Abshire, Cobey, Desmond, Dilworth, Donnelly, Erhart, Regan, Richards, and Short—9.

Bill ordered transmitted to the Assembly.

EXPLANATION OF ABSENCE

Senator Montgomery moved that the record show that the members of the Labor Committee were absent until 3.45 p.m. because of their attendance at a committee meeting.

Motion carried.

Senator Farr requested that the record show that he was absent because of his attendance at the Labor Committee meeting.

Request granted.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time, 4.12 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

Senate Bill No. 1733—An act to amend Sections 8590 and 8594 of, and to add Section 8590.1 to, the Water Code, relating to the acquisition of real property, or interests therein, by the Reclamation Board and to the management and control or exchange of such real property or interests therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1502—An act to amend Section 1351 of, and to add Section 1352 to, the Insurance Code, relating to certificates of authority for reciprocal insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2081—An act to amend Section 12300.3 of the Financial Code, relating to the use of trust funds by check sellers and cashers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2468—An act to repeal Part 4 (commencing with Section 9601), of Division 2 of the Revenue and Taxation Code, relating to the motor vehicle transportation license tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1300—An act to amend Section 3297 of the Health and Safety Code, relating to the release of persons confined for violation of isolation orders.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1135—An act to amend Section 18251 of, and to add Section 18250.1 to, the Health and Safety Code, relating to the Division of Housing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John

F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Short, Sutton, Teale, Thompson, and Williams—34.

NOES—Senators Beard and Richards—2.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 37—Relative to memorializing the United States Government to control the import of dried figs and fig paste to the extent necessary to protect adequately the American fig-producing industry located in California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Burns, Byrne, Christensen, Cobey, Cunningham, Desmond, Dilwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 1720—An act to add Section 172.6 to the Penal Code, relating to alcoholic beverages.

Bill read third time.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Burns moved that the quorum call of the Senate be applied to the final passage of Senate Bill No. 1720.

Motion carried.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 3976—An act to amend Section 58980 of the Government Code, relating to dissolution of districts.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1716—An act to amend Section 31463 of and add Sections 31621.2, 31639.6 and 31781.1 to the Government Code, relating to County Employees' Retirement Law.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 230—An act to repeal Section 3830 of, and to add Section 3830 to, the Elections Code, relating to ballot facsimiles.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1104—An act to provide for the creation of the Los Angeles Metropolitan Transit Authority and prescribe the powers and duty thereof; authorizing the authority to acquire, construct and operate mass rapid transit systems; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein; and to repeal the "Los Angeles Metropolitan Transit Authority Act," Chapter 1668 of the Statutes of 1951.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 857—An act to add Article 4 to Chapter 3, Division 4 of the Elections Code, relating to ballot arguments on city measures.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 415—An act to amend Section 75025 of the Government Code, relating to judges' retirement.

Bill read third time, and presented by Senator Harold T. Johnson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3327—An act to amend Section 7031 of the Business and Professions Code, relating to contractors.

Bill read third time, and presented by Senator Gibson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1359—An act to amend Section 8105 of the Revenue and Taxation Code, relating to fuel tax refund claims.

Bill read third time, and presented by Senator Beard.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2900—An act to amend Sections 1744 and 1745 of the Code of Civil Procedure, relating to conciliation proceedings.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—34.

NOES—Senator Desmond—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 41—An act to amend Section 337.6 of the Code of Civil Procedure, relating to the statute of limitations applicable to actions on bonds or coupons.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1861—An act to amend Section 411 of the Code of Civil Procedure, relating to the service of summons in a suit against a county, city, town, or school district.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2786—An act to amend Section 1741 of the Code of Civil Procedure and Section 572 of the Welfare and Institutions Code, relating to the designation of judges of the superior court to serve in the conciliation court and the juvenile court.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3235—An act to amend Section 6103.1 of the Government Code, relating to the inapplicability of Section 6103 of the Government Code providing for exemption from fees for official services.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 780—An act to amend Section 1777.5 of the Labor Code, relating to public works.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 4123—An act to amend Section 1850 and to add Section 1851.5 to the Labor Code, relating to the employment of aliens on public works.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1132—An act to amend Section 646 of the Vehicle Code, relating to equipment of motor vehicles.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5.50 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 1720 passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Collier, Cunningham, Desmond, Dolwig, Dorsey, Erhart, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Short, and Teale—26.

NOES—Senators Abshire, Byrne, Cobey, Dilworth, Donnelly, Farr, Grunsky, Robert I. McCarthy, Murdy, Richards, Sutton, Thompson, and Williams—13.

Bill ordered transmitted to the Assembly.

RESOLUTIONS

The following resolution was offered:

By Senator Dilworth:

Senate Resolution No. 131

Relative to the Farmer's and Merchant's Bank of Hemet

WHEREAS, Fifty years ago, in the year 1907, a pioneer country bank was established in Hemet by people with faith in the future of California and confidence in the growth of Hemet Valley; and

WHEREAS, In a few months C. B. Covell was employed as cashier and has continued with increasing responsibilities to direct the policy of this bank and its service to the people of that valley; and

WHEREAS, The Farmers and Merchants Bank of Hemet has continued for 50 years to render service to its patrons without interruption and has been open and ready to pay its accounts every lawful business day for half a century under the management of C. B. Covell; and

WHEREAS, The bank has prospered with the community and has grown from an institution of a few thousand dollars to a substantial independent bank of several million dollars in resources that has contributed greatly to the growth and prosperity of Riverside County; now, therefore, be it

Resolved by the Senate of the State of California, That on their fiftieth anniversary we congratulate the Farmers and Merchants Bank of Hemet on a half century of service to their patrons and community and commend them for a significant demonstration of the worth and success of an independent banking institution in the best traditions of rural California; and be it further

Resolved, That we commend and congratulate C. B. Covell for 50 years of prudent management of the affairs of the bank and careful service to the patrons of the bank and wish for him many years of enjoyment of the well earned success that has rewarded his lifetime of faithful service; and be it further

Resolved, That a suitably prepared copy of this resolution be forwarded to C. B. Covell and to the Farmers and Merchants Bank of Hemet.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 16, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1187

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 1187

Senator Cunningham moved that Senate Bill No. 1187 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1187—An act to amend Section 13164 of the Government Code, relating to charges to be made for services rendered to state agencies.

Bill read second time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title, strike out "Section", and insert "Sections 11290, 11291, 11292, and 11293 and to repeal Section".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 12, inclusive, and insert

"SECTION 1. Section 11290 of the Government Code is amended to read:

11290. [From each State agency having any special fund in the treasury available by law for the use, support or maintenance of all or any part of its work and affairs,] The Department of Finance may fix the cost or pro-rata share, or in its discretion an amount it considers equivalent to such cost or pro-rata share, and collect from each state agency in advance or upon such other basis as it may determine:

(a) The [pro-rata share of the] cost of insuring motor vehicles belonging to the state agency against liability for damages resulting from the negligent operation of motor vehicles and arising under Section 400 of the Vehicle Code or[, in the discretion of the Director of Finance,] an amount [which he considers equivalent to such pro-rata share] to be expended by [him] the Department of Finance in accordance with law in paying claims under that section and for their investigation, adjustment, defense and administration.

(b) Rent for the use or occupancy of space in any building owned, managed or controlled by the State and used by the state agency in carrying out [all or that portion of] its work and affairs[, for the carrying out of which the special fund was created].

(c) The [actual] cost of janitor and maintenance service rendered to such state agency to enable it to carry out [all or that portion of] its work and affairs[, for the carrying out of which the special fund was created].

(d) The [pro-rata] cost of workmen's compensation insurance and bonds covering the officers and employees of the state agency, *and the cost of liability, fire, and other types of insurance or bonds covering officers, employers, and property of the State.*

(e) *The cost of all other services rendered to the state agency.*

SEC. 2. Section 11291 of said code is amended to read:

11291. If a state agency refuses to pay the charges fixed by the Department of Finance pursuant to this article, the department may file a claim for such charges against any appropriations made [from special funds] for the support or maintenance of all or any part of the work and affairs of the state agency. The Controller shall draw his warrant in accordance with law upon the claim in favor of the Department of Finance.

SEC. 3. Section 11292 of said code is amended to read:

11292. All money received pursuant to paragraphs (a) and (d) of Section 11290, *except as provided in Section 11293*, shall be accounted for to the Controller at the close of each month and on order of the Controller be paid into the Treasury and credited to the appropriation from which the cost of such services was paid.

SEC. 4. Section 11293 of said code is amended to read:

11293. [At the end of each month the Department of Finance shall account for and report to the Controller] All money received by [it] *the Department of Finance* pursuant to paragraph (b) of Section 11290 [and at the same time remit such money to the Treasurer to become a part of the General Fund.]

[All money received by the Department of Finance pursuant to paragraph (c) of Section 11290 shall be accounted for pursuant to Section 13167.] *that represents recoveries of cost other than normal maintenance expense as determined by the Department of Finance shall be accounted for to the Controller and, on order of the Controller, be paid into the Treasury and credited as General Fund revenue.*

SEC. 5. Section 13164 of said code is repealed.

SEC. 6. This act shall become operative on July 1, 1958."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 1081

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1081

Senator Hollister moved that Senate Bill No. 1081 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1081—An act to amend Section 19825 of the Health and Safety Code, relating to local housing ordinances, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on May 10, 1957, strike out lines 7 and 8, and insert "division shall not apply".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1109

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1109

Senator Breed moved that Assembly Bill No. 1109 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1109—An act to amend Section 6358 of the Education Code, relating to maximum tax rates of school districts.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 7, 1957 strike out "Section 6358 of" and insert "Sections 305, 1825.5, 1835, 1843, 1844, 1855, 2575, 2805, and 6358 of, and to add Sections 1855.1 and 1855.2 to,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 305 of the Education Code is amended to read:

305. Members of the county board of education shall be elected on the date and in the manner prescribed for the election of members of governing boards of school districts[]; provided, such elections are held throughout the county on the same date; otherwise the election shall be consolidated with the direct primary election. *Where the elections for governing board members are held on the same date then the provisions of Section 1825.5 of this code shall apply to the election of members of the county board of education.* The first election held under this article shall be conducted by the county board of supervisors and thereafter by the county board of education. They shall take office on the first day of July subsequent to their election and shall serve for a term to be determined for each county by the county committee on school district organization. The county committee on school district organization shall also determine the manner in which the county board of education first elected under this chapter shall effect a staggering of terms.

The county committee on school district organization shall file in writing its determinations under this section with the county board of supervisors not later than March 1, 1956.

SEC. 2. Section 1825.5 of the Education Code is amended to read:

1825.5. Whenever school district governing board member elections for two or more school districts of any type are required by law to be held in the same district or area on the same day the elections shall be consolidated so that a person entitled to vote in both or all of such elections may do so at the same time and place and using the same ballot.

When a consolidated election is required by this section to be held, *the basic unit for conducting the election shall be the elementary district and the county superintendent of schools having jurisdiction over the elementary district shall, at least 120 days prior to the election, notify in writing the governing boards concerned that a consolidated election is required to be held. He shall also perform those duties placed upon the county superintendent of schools in Sections 1827, 1831, 1832, 1838, 1839, 1842, 1846, 1848, 1850, and 1855 of this code.*

SEC. 3. Section 1835 of the Education Code is amended to read:

1835. In any school district governing board member election, the polls shall be opened at the same hour and kept open at least until the same hour as were the polls at the last preceding general election, except that in elementary school districts having an average daily attendance during the preceding fiscal year of less than 500, the governing board may provide that the polls shall not be opened before 9 o'clock a.m. nor closed before [5] 7 o'clock p.m. and shall be kept open for not less than [four] six consecutive hours. If in the latter case the elementary school district election is consolidated with a high school district election or a junior college district election or the elementary school district is a precinct for the purpose of holding such an election, the polling hours determined by the governing board of the elementary school district shall also be the polling hours for the high school or junior college district.

If the governing board of any elementary school district having an average daily attendance during the preceding fiscal year of less than 500 fails to designate the polling hours within 100 days preceding the election, the county superintendent of schools having jurisdiction may designate them.

SEC. 4. Section 1843 of said code is amended to read:

1843. The cost of conducting any consolidated election shall be paid by the county superintendent of schools and prorated among the school districts concerned.

SEC. 5. Section 1844 of said code is amended to read:

1844. The form of the ballot shall be as follows:

"Official ballot provided by the superintendent of schools to be used in the governing board member election on May -----, 19--, in ----- district or districts in the County of -----."

The name of the county and school district or districts and the date of the election shall be printed or typewritten in as part of the official ballot.

Following the above there shall be listed the names of the candidates.

When a consolidated election is required to be held there shall be as many separate lists of candidates as there are school districts for which governing board members are to be elected. Each list of candidates shall be headed by the name of the school district for which the persons listed are governing board member candidates. The name of each school district shall be printed in heavy-faced gothic type, or in capital letters, and shall be separated from the list of candidates beneath it by a line. The names of the school districts with the list of candidates for governing board member of each district following each name shall be arranged in the following order, as the case may require:

(a) First, elementary school district; second, high school district; third, junior college district, if there be one; or

(b) First, unified district; second, junior college district; or

(c) First, high school district; second, junior college district.

The names of the candidates for the office of governing board member of one district shall not be separated from each other on the ballot by the names of candidates for governing board member of another district, and the list of candidates for each district shall be separated from the other lists by two double rules, one below the list of candidates and one above the name of the district which precedes the list. Within each series or list the [names of any incumbent governing board members who are candidates, followed by the names of other candidates. The names in each group, incumbents and nonincumbents, shall be listed alphabetically.] *order of candidates' names shall be alphabetical, except the names of the incumbents, so designated, shall appear first in alphabetical order on the ballot.* The name of each candidate shall be printed or typewritten on the ballot with a blank square after each name in which the voter may place his cross (+). Following each list of candidates, the ballot shall provide at least as many blank lines, with blank squares following, as there are members to be elected in the particular school district concerned.

Candidates for office in each school district shall be listed on the ballot as follows, whether on a separate ballot for the district or on the list for the district on a consolidated ballot:

(a) The candidates shall be placed on a single list on the ballot regardless of how many members are to be elected;

(b) In an election held under Section 1802 to elect additional governing board members, the candidates for the new offices shall be listed separately from the candidates for the existing office and shall be voted for separately;

(c) When an election to recall a governing board member is held on the third Friday in May, the candidates for the office to succeed the incumbent if he is recalled shall be listed separately from the candidates to succeed governing board members whose recall is not sought.

SEC. 6. Section 1855 of said code is amended to read:

1855. The election officials shall fill in the blanks on the envelopes provided by the county superintendent of schools and shall enclose and seal in the envelopes the roster of voters and tally list and ballots cast at the election. The inspector of the election shall take possession of the returns. He shall either deliver them

in person or mail them to the county superintendent of schools having jurisdiction who shall sign a receipt for the returns. At the time and place fixed in the notice of the election the county superintendent shall publicly canvass the returns. Upon completion of the canvass he shall certify to the governing board of each school district the names of those elected to the governing board of the district [In the event of a tie vote the county superintendent shall so certify to the governing board and the board shall thereupon determine the tie in accordance with Section 1826. The board shall thereupon issue certificates of election to the person or persons elected. Duplicate certificates of election shall be filed with the county superintendent of schools having jurisdiction over the district. The county superintendent shall keep the returns on file for one year.] *and shall issue certificates of election to the person or persons elected. Duplicates of all certificates shall be retained by the county superintendent of schools.*

SEC. 7. Section 1855.1 is added to said code, to read:

1855.1. In the case of the election of members of the governing board of a joint or joint union high school district the county superintendent under whom the consolidated election was conducted shall certify to the county superintendent having jurisdiction over the high school district the results of the canvass of returns for the high school governing board election in those elementary districts belonging to the joint or joint union high school district in which he conducted the election.

SEC. 8. Section 1855.2 is added to said code, to read:

1855.2. In the event of a tie vote the county superintendent shall so certify to the governing board and the board shall thereupon determine the tie in accordance with Section 1826 of this code. The county superintendent shall thereupon issue certificates of election to the person or persons elected. The county superintendent shall keep the returns on file for one year.

SEC. 9. Section 2575 of said code is amended to read:

2575. The election shall be called and conducted in all respects as specified in Article 1 of Chapter 9 of this division, except that the form of the ballot shall be: "For the annexation to the _____ School District, Yes-----, No-----." *Each elector voting at the election shall mark a cross with pencil, ink, or rubber stamp after the answer he desires to give. If a majority of the votes cast is in favor of the annexation, the annexation is complete. The result of the election shall be reported by the election officers in each district to the superintendent of the county in which the district is situated within five days after the election.*

SEC. 10. Section 2805 of said code is amended to read:

2805. Ballots at the election, in each district, shall contain the words, "For the Union School District." [The voter shall write or print after the words on his ballot the word "Yes," or the word "No."] *After the words shall be printed the words "Yes-----, No-----." Each elector voting at the election shall mark a cross with pencil, ink, or rubber stamp after the answer he desires to give.*

SEC. 1. Section 6358 of said code is amended".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 2068

Senate Bill No. 2011

Senate Bill No. 1554

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 2068

Senator Kraft moved that Senate Bill No. 2068 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2068—An act to amend Section 18620 of the Business and Professions Code, relating to the regulation of boxing and wrestling.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In line 1, of the title of the printed bill, strike out "18620", and insert "18734".

Amendment No. 2

On page 1, line 1, strike out "18620", and insert "18734".

Amendment No. 3

On page 1, strike out lines 3 to 9, inclusive, and insert

"18734. No person under the age of 18 years shall participate as a contestant in any professional boxing contest or sparring match or professional wrestling match. No person under the age of 16 years shall participate as a contestant in any amateur boxing contest, or sparring match or amateur wrestling match. The commission may prescribe the wearing of protective headgear in amateur boxing contests.

Every contestant in an amateur boxing contest or sparring match shall be a registered amateur in the district in which he resides, and shall be examined by a physician immediately before the contest."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 2011

Senator Kraft moved that Senate Bill No. 2011 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2011—An act to amend Sections 1203, 1204, 1205, 1206, 1220, 1222, 1223, 1226, 1241, 1242, 1243, 1244, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1280, 1281, 1282, 1283, 1284, 1285, 1286, 1287, 1288, 1290, 1292, 1300 and 1320 of, and the heading of Chapter 3 (commencing with Section 1200) of Division 2 of, and to add Section 1293 to, the Business and Professions Code and to repeal Sections 3, 4, and 5 of Chapter 1727 of the Statutes of 1951, relating to clinical laboratory technology.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate May 3, 1957, strike out "1206, 1220, 1222, 1223, 1226, 1241," and insert "1223,".

Amendment No. 2

In line 3 of the title, strike out "1264, 1265, 1266, 1280, 1281, 1282," and insert "1265, 1281,".

Amendment No. 3

In line 4 of the title, strike out "1292,".

Amendment No. 4

Strike out lines 5 and 6 of the title, and insert "of,".

Amendment No. 5

On page 1, strike out lines 6 to 12, inclusive, and insert
"SECTION 1. Section 1203 of the Business and Professions Code is amended to read:".

Amendment No. 6

On page 1, line 14, strike out "medical", and insert "clinical laboratory".

Amendment No. 7

On page 1, line 16, strike out "medical", and insert "clinical".

Amendment No. 8

On page 2, line 1, strike out "3.", and insert "2."

Amendment No. 9

On page 2, line 3, strike out "medical", and insert "clinical".

Amendment No. 10

On page 2, line 5, strike out "medical", and insert "clinical laboratory".

Amendment No. 11

On page 2, line 6, strike out "medical", and insert "clinical".

Amendment No. 12

On page 2, line 8, strike out "medical", and insert "clinical".

Amendment No. 13

On page 2, line 9, strike out "medical", and insert "clinical laboratory".

Amendment No. 14

On page 2, line 11, strike out "4.", and insert "3."

Amendment No. 15

On page 2, line 13, strike out "medical", and insert "clinical".

Amendment No. 16

On page 2, line 16, strike out "medical", and insert "clinical".

Amendment No. 17

On page 2, line 19, strike out "medical bioanalyst, or medical labora-", and insert
"clinical laboratory bioanalyst, or clinical labora-".

Amendment No. 18

On page 2, line 20, strike out "medical", and insert "clinical".

Amendment No. 19

On page 2, strike out lines 22 to 39, inclusive.

Amendment No. 20

On page 2, line 40, strike out "8.", and insert "4."

Amendment No. 21

On page 2, line 41, strike out "medical", and insert "clinical".

Amendment No. 22

On page 2, line 43, strike out "medical", and insert "clinical".

Amendment No. 23

On page 2, strike out lines 50 to 52, inclusive.

Amendment No. 24

On page 3, strike out lines 1 to 16, inclusive.

Amendment No. 25

On page 3, line 17, strike out "11.", and insert "5."

Amendment No. 26

On page 3, line 18, strike out "medical", and insert "clinical".

Amendment No. 27

On page 3, line 19, strike out "medical", and insert "clinical laboratory".

Amendment No. 28

On page 3, line 24, strike out "12.", and insert "6."

Amendment No. 29

On page 3, line 26, strike out "medical", and insert "clinical".

Amendment No. 30

On page 3, line 32, strike out "medical", and insert "clinical".

Amendment No. 31

On page 3, line 36, strike out "medical", and insert "clinical".

Amendment No. 32

On page 3, line 37, strike out "medical", and insert "clinical laboratory".

Amendment No. 33

On page 3, line 38, strike out "13.", and insert "7."

Amendment No. 34

On page 3, line 40, strike out "medical", and insert "clinical".

Amendment No. 35

On page 3, line 47, strike out "14.", and insert "8."

Amendment No. 36

On page 3, line 49, strike out "medical", and insert "clinical laboratory."

Amendment No. 37

On page 4, line 12, strike out "medical", and insert "clinical".

Amendment No. 38

On page 4, line 14, strike out "medical", and insert "clinical".

Amendment No. 39

On page 4, strike out line 15, and insert "clinical laboratory activity in a clinical laboratory".

Amendment No. 40

On page 4, line 25, strike out "15.", and insert "9."

Amendment No. 41

On page 4, line 27, strike out "medical", and insert "clinical".

Amendment No. 42

On page 4, line 31, strike out "medical" and insert "clinical".

Amendment No. 43

On page 4, line 35, strike out "medical", and insert "clinical".

Amendment No. 44

On page 4, line 41, after "medical", insert "or clinical".

Amendment No. 45

On page 4, line 44, strike out "medical", and insert "clinical".

Amendment No. 46

On page 4, line 46, strike out "medical", and insert "clinical".

Amendment No. 47

On page 4, line 47, strike out "medical", and insert "clinical".

Amendment No. 48

On page 4, line 49, strike out "medical", and insert "clinical".

Amendment No. 49

On page 5, line 8, strike out "medical", and insert "clinical".

Amendment No. 50

On page 5, line 10, strike out "medical", and insert "clinical".

Amendment No. 51

On page 5, line 14, strike out "medical", and insert "clinical".

Amendment No. 52

On page 5, line 37, strike out "medical", and insert "clinical".

Amendment No. 53

On page 5, line 39, strike out "medical", and insert "clinical".

Amendment No. 54

On page 5, strike out line 40, and insert "various fields of clinical laboratory activity in a clinical lab-".

Amendment No. 55

On page 6, line 1, strike out "16.", and insert "10."

Amendment No. 56

On page 6, line 2, strike out "medical", and insert "clinical".

Amendment No. 57

On page 6, line 6, strike out "medical", and insert "clinical".

Amendment No. 58

On page 6, line 11, strike out "17.", and insert "11."

Amendment No. 59

On page 6, line 13, strike out "medical", and insert "clinical".

Amendment No. 60

On page 6, lines 32 and 33, strike out "medical", and insert "clinical".

Amendment No. 61

On page 6, strike out lines 34 to 37, inclusive.

Amendment No. 62

On page 6, line 38, strike out "18.", and insert "12."

Amendment No. 63

On page 6, line 39, strike out "medical", and insert "clinical".

Amendment No. 64

On page 6, line 48, strike out "medical", and insert "clinical".

Amendment No. 65

On page 7, line 4, strike out "medical", and insert "clinical".

Amendment No. 66

On page 7, strike out lines 24 to 35, inclusive.

Amendment No. 67

On page 7, line 36, strike out "21.", and insert "13."

Amendment No. 68

On page 7, line 38, strike out "medical", and insert "clinical laboratory".

Amendment No. 69

On page 7, strike out lines 40 to 45, inclusive.

Amendment No. 70

On page 7, line 46, strike out "23.", and insert "14."

Amendment No. 71

On page 7, line 48, strike out "medical", and insert "clinical".

Amendment No. 72

On page 7, line 50, strike out "medical", and insert "clinical".

Amendment No. 73

On page 8, line 1, strike out "medical", and insert "clinical laboratory".

Amendment No. 74

On page 8, line 5, strike out "medical", and insert "clinical".

Amendment No. 75

On page 8, line 8, strike out "24.", and insert "15."

Amendment No. 76

On page 8, line 10, strike out "medical", and insert "clinical".

Amendment No. 77

On page 8, line 11, strike out "medical", and insert "clinical".

Amendment No. 78

On page 8, line 13, strike out "medical", and insert "clinical laboratory".

Amendment No. 79

On page 8, line 17, strike out "25.", and insert "16."

Amendment No. 80

On page 8, line 19, strike out "medical". and insert "clinical laboratory".

Amendment No. 81

On page 8, line 20, strike out "medical", and insert "clinical".

Amendment No. 82

On page 8, line 22, strike out "26.", and insert "17."

Amendment No. 83

On page 8, line 24, strike out "medical", and insert "clinical".

Amendment No. 84

On page 8, line 25, strike out "medical", and insert "clinical".

Amendment No. 85

On page 8, lines 26 and 27, strike out "medical", and insert "clinical".

Amendment No. 86

On page 8, line 28, strike out "medical", and insert "clinical laboratory".

Amendment No. 87

On page 8, line 29, strike out "medical", and insert "clinical".

Amendment No. 88

On page 8, line 30, strike out "27.", and insert "18."

Amendment No. 89

On page 8, line 32, strike out "medical", and insert "clinical".

Amendment No. 90

On page 8, line 33, strike out "medical", and insert "clinical".

Amendment No. 91

On page 8, line 35, strike out "medical", and insert "clinical".

Amendment No. 92

On page 8, line 36, strike out "medical", and insert "clinical laboratory".

Amendment No. 93

On page 8, line 38, strike out "28.", and insert "19."

Amendment No. 94

On page 8, line 40, strike out "medical", and insert "clinical".

Amendment No. 95

On page 8, line 42, strike out "medical", and insert "clinical".

Amendment No. 96

On page 8, line 45, strike out "29.", and insert "20."

Amendment No. 97

On page 8, line 47, strike out "medical", and insert "clinical".

Amendment No. 98

On page 8, strike out lines 49 to 51, inclusive.

Amendment No. 99

On page 9, strike out lines 1 to 5, inclusive.

Amendment No. 100

On page 9, line 6, strike out "31.", and insert "21."

Amendment No. 101

On page 9, line 7, strike out "medical", and insert "clinical laboratory".

Amendment No. 102

On page 9, line 8, strike out "M.B.", and insert "C.L.B."

Amendment No. 103

On page 9, line 10, strike out "32.", and insert "22."

Amendment No. 104

On page 9, line 14, strike out "medical", and insert "clinical laboratory".

Amendment No. 105

On page 9, line 16, strike out "medical", and insert "clinical laboratory".

Amendment No. 106

On page 9, line 17, strike out "medical", and insert "clinical".

Amendment No. 107

On page 9, line 19, strike out "medical", and insert "clinical".

Amendment No. 108

On page 9, line 21, strike out "medical", and insert "clinical".

Amendment No. 109

On page 9, line 25, strike out "medical", and insert "clinical".

Amendment No. 110

On page 9, line 29, strike out "medical", and insert "clinical".

Amendment No. 111

On page 9, line 32, strike out "medical", and insert "clinical".

Amendment No. 112

On page 9, line 37, strike out "33.", and insert "23."

Amendment No. 113

On page 9, line 44, strike out "medical", and insert "clinical".

Amendment No. 114

On page 9, strike out line 47, and insert "clinical laboratory technologist, clinical laboratory".

Amendment No. 115

On page 10, line 23, strike out "medical", and insert "clinical".

Amendment No. 116

On page 10, line 26, strike out "medical", and insert "clinical".

Amendment No. 117

On page 10, line 30, strike out "medical", and insert "clinical".

Amendment No. 118

On page 10, line 31, strike out "medical", and insert "clinical".

Amendment No. 119

On page 10, line 34, strike out "34.", and insert "24".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 1554

Senator Gibson moved that Senate Bill No. 1554 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1554—An act to amend Section 7551 of, and to add Sections 7553.1 and 7553.2 to, the Business and Professions Code, relating to private investigators and adjusters.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In the heading of the printed bill, strike out "Gibson", and insert "Kraft (for Senate Interim Committee on Collection Agencies)".

Amendment No. 2

In line 1 of the title, strike out "Section 7551 of, and to add Sections 7553.1"; and strike out line 2, and insert "Sections 7522, 7526, 7533, 7536, 7538, 7545, and 7560 of, and to add Sections 7525.5, 7544.3, 7544.5, and 7561 to, and to repeal Section 7542 of, the Business and Professions Code, and to amend Section 1881 of the Code of Civil Procedure, relating".

Amendment No. 3

On page 1, line 1, strike out "7551", and insert "7522".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, between lines 2 and 3, insert

"7522. This chapter does not apply to:

[(a)] (a) A person employed exclusively and regularly by one employer in connection with the affairs of such employer only and where there exists an employer-employee relationship.]

[(b)] (b) An officer or employee of the United States of America, or of this State or a political subdivision thereof, while such officer or employee is engaged in the performance of his official duties.

[(c)] (c) A person engaged exclusively in the business of obtaining and furnishing information as to the financial rating of persons.

[(d)] (d) A charitable philanthropic society or association duly incorporated under the laws of this State which is organized and maintained for the public good and not for private profit.

[(e)] (e) Patrol special police officers appointed by the police commission of any city, county, or city and county under the express terms of its charter who also under the express terms of the charter (1) are subject to suspension or dismissal after a hearing on charges duly filed with the commission after a fair and impartial trial, (2) must be not less than 21 years of age not more than 40 years of age, (3) must possess physical qualifications prescribed by the commission, and (4) are designated by the police commission as the owners of a certain beat or territory as may be fixed from time to time by the police commission.

[(f)] (f) An attorney at law in performing his duties as such attorney at law.

[(g)] (g) A collection agency licensed by the Secretary of State or an employee thereof while acting within the scope of his employment, while making an investigation incidental to the business of the agency, including an investigation of the location of a debtor or his assets and of property which the client has an interest in or lien upon.

[(h)] (h) Admitted insurers and agents and insurance brokers licensed by the State, performing duties in connection with insurance transacted by them.

Sec. 2. Section 7525.5 is added to said code, to read:

7525.5. In addition to the application required by Section 7525, each applicant shall submit a full set of fingerprints taken and certified at such places as are designated for that purpose by the bureau.

SEC. 3. Section 7526 of said code is amended to read:

7526. Before an application for a license is granted, the applicant or his manager, shall meet all of the following:

- (a) Be at least twenty-one (21) years of age.
- (b) Be a citizen of the United States.
- (c) Be of good moral character and temperate habits.
- (d) Have had at least two years' experience in the work of a private investigator or insurance adjuster *if an employee or at least five years' such experience if a manager, or the equivalent thereof as determined by the director.*
- (e) *Not have been convicted of a felony.*

[(e)] (f) Comply with such other qualifications as the director may fix by rule.

An applicant, or his manager, for a license as a private patrol operator shall submit, in lieu of the experience required in subdivision (d) hereof, proof of one year of experience as a patrolman, guard, or watchman or the equivalent thereof as determined by the director.

SEC. 4. Section 7533 of said code is amended to read:

7533. Upon the issuance of a license, a pocket card of such size, design, and content as may be determined by the director and *bearing a picture of the licensee* shall be issued without charge to each licensee, if an individual, or if the licensee is a person other than an individual, to its manager and to each of its officers, directors, and partners, which card shall be evidence that the licensee is duly licensed pursuant to this chapter. When any person to whom a card is issued terminates his position, office or association with the licensee, the card shall be surrendered to the licensee and within five days thereafter shall be mailed or delivered by the licensee to the bureau for cancellation.

SEC. 5. Section 7536 of said code is amended to read:

7536. A licensee may employ to assist him in his business as many unlicensed persons as may be necessary, except as provided in this chapter with respect to managers, and shall at all times be legally responsible for the good conduct in the business of each person so employed. This section does not authorize any unlicensed person to perform any service of a type for which a license is required under this chapter [unless he perform such services as the employee of a licensee].

SEC. 6. Section 7538 of said code is amended to read:

7538. (a) Any licensee or officer, director, partner, or manager of a licensee may divulge to any law enforcement officer or district attorney, or his representative, any information he may acquire as to any criminal offense, but he shall not divulge to any other person, except as he may be required by law so to do, any information acquired by him except at the direction of the employer or client for whom the information was obtained.

(b) No licensee or officer, director, partner, manager, or employee of a licensee shall knowingly make any false report to his employer or client for whom information was being obtained. *A report furnished to a client shall contain a notarized copy of any report submitted by a licensee to his manager.*

(c) No written report shall be submitted to a client except by the licensee, qualifying manager, or a person authorized by one or either of them, and such person submitting the report shall exercise diligence in ascertaining whether or not the facts and information in such a report are true and correct.

(d) *No licensee shall engage in any business regulated by this chapter without entering into a prior written contract with a bona fide client, which contract shall be subject to inspection by the Department of Professional and Vocational Standards.*

(e) *No licensee shall enter into any such contract for the purpose of verifying information for any newspaper, magazine, periodical, or book publishing company.*

(f) *No licensee shall engage in any advertising or solicitation for the purpose of seeking business of the kind regulated by this chapter.*

SEC. 7. Section 7544.3 is added to said code, to read:

7544.3. No licensees, except private patrol operators, shall carry on their person or have in their possession any firearm, or have issued or display any badge, insignie, or other such device while in performance of the business regulated by this chapter.

SEC. 8. Section 7544.5 is added to said code, to read:

7544.5. No person licensed under the provisions of this chapter shall engage in any activity or occupation for which any other license is required under the laws of this State.

SEC. 9. Section 7545 of said code is amended to read:

7545. No license shall be issued under this chapter unless the applicant files with the director a surety bond executed by a surety company authorized to do business in this State in the sum of two thousand dollars (\$2,000), *or ten thousand dollars (\$10,000) if other than an employee*, conditioned for the faithful and honest conduct of his business by such applicant. Such bond as to its form, execution and sufficiency of the sureties shall be approved by the director.

SEC. 10. Section 7560 of said code is amended to read:

7560. *Except as otherwise provided in this chapter*, any person who violates any of the provisions of this chapter is guilty of a misdemeanor punishable by fine not to exceed five hundred dollars (\$500) or by imprisonment in the county jail not to exceed one year, or by both such fine and imprisonment.

SEC. 11. Section 7561 is added to said code, to read:

7561. Any person who violates the provisions of subdivision (a) of Section 7538 is guilty of a felony punishable by imprisonment in a state prison for 25 years.

SEC. 12. Section 7542 of said code is repealed.

SEC. 13. Section 1881 of the Code of Civil Procedure is amended to read:

1881. There are particular relations in which it is the policy of the law to encourage confidence and to preserve it inviolate; therefore, a person cannot be examined as a witness in the following cases:

1. A husband cannot be examined for or against his wife without her consent; nor a wife for or against her husband, without his consent; nor can either, during the marriage or afterward, be, without the consent of the other, examined as to any communication made by one to the other during the marriage; but this exception does not apply to a civil action or proceeding by one against the other, nor to a criminal action or proceeding for a crime committed by one against the other, or for a crime committed against another person by a husband or wife while engaged in committing and connected with the commission of a crime by one against the other; or in an action for damages against another person for adultery committed by either husband or wife.

2. An attorney cannot, without the consent of his client, be examined as to any communication made by the client to him, or his advice given thereon in the course of professional employment; nor can an attorney's secretary, stenographer, or clerk be examined, without the consent of his employer, concerning any fact the knowledge of which has been acquired in such capacity.

3. A clergyman, priest or religious practitioner of an established church cannot, without the consent of the person making the confession, be examined as to any confession made to him in his professional character in the course of discipline enjoined by the church to which he belongs.

4. A licensed physician or surgeon cannot, without the consent of his patient, be examined in a civil action, as to any information acquired in attending the patient, which was necessary to enable him to prescribe or act for the patient; provided, however, that either before or after probate, upon the contest of any will executed, or claimed to have been executed, by such patient, or after the death of such patient, in any action involving the validity of any instrument executed, or claimed to have been executed, by him, conveying or transferring any real or personal property, such physician or surgeon may testify to the mental condition of said patient and in so testifying may disclose information acquired by him concerning said deceased which was necessary to enable him to prescribe or act for such deceased; provided further, that after the death of the patient, the executor of his will, or the administrator of his estate, or the surviving spouse of the deceased, or if there be no surviving spouse, the children of the deceased personally, or, if minors, by their guardian, may give such consent, in any action or proceeding brought to recover the damages on account of the death of the patient; provided further, that where any person brings an action to recover damages for personal injuries, such action shall be deemed to constitute a consent by the person bringing such action that any physician who has prescribed for or treated said person and whose testimony is material in said action shall testify; and provided further, that the bringing of an action, to recover for the death of a patient, by the executor of his will, or by the administrator of his estate, or by the surviving spouse of the deceased, or if there be no surviving spouse, by the children personally, or, if minors, by their guardian, shall constitute a consent by such executor, administrator, surviving spouse, or children or guardian, to the testimony of any physician who attended said deceased.

5. A public officer cannot be examined as to communications made to him in official confidence, when the public interest would suffer by the disclosure.

6. A publisher, editor, reporter, or other person connected with or employed upon a newspaper cannot be adjudged in contempt by a court, the Legislature, or any administrative body, for refusing to disclose the source of any information procured for publication and published in a newspaper.

7. A person licensed under the provisions of the Private Investigator and Adjustor Act (commencing at Section 7500 of the Business and Professions Code), or any employee of such person, cannot be examined in any civil or criminal action or proceeding as to any information acquired by him for any client during the course of the practice of the business regulated by such act and reported to such client, without the consent of the client."

Amendment No. 5

On page 1, strike out lines 3 to 30, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 1751

Assembly Bill No. 2594

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1751

Senator Miller moved that Senate Bill No. 1751 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1751—An act to amend Section 37351 of the Government Code, relating to acquisition and disposition of property by cities.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill, after the period, insert "The legislative body shall not sell or convey any portion of a water front, except to the State for use as a public beach or park, unless by a four-fifths vote of its members the legislative body finds and determines that the water front to be sold or conveyed is not suitable for use as a public beach or park."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 2594

Senator Gibson moved that Assembly Bill No. 2594 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2594—An act to amend Sections 6441 and 6463 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 6441 and 6463", and insert "Section 10427".

Amendment No. 2

In line 2 of the title, strike out "the Improvement Act of 1911", and insert "assessment proceedings under the Municipal Improvement Act of 1913".

Amendment No. 3

On page 1, line 1, strike out "6441", and insert "10427".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, between lines 2 and 3, insert

"10427. If any assessment authorized by this division results in a surplus in the improvement fund after the improvement is completed, the surplus may be spent for the maintenance of the improvement. As an alternative method of disposition, the surplus shall be refunded or credited pro rata to the parties assessed as follows:

(a) Where the assessment or any installment has been paid in cash, [credit shall be returned in cash to the owner of the land upon which the assessment was levied, as such owner appears from the last equalized assessment roll at the time the refund is made] *such surplus shall be refunded to the person making such payment.*

(b) Where the assessment or any installment is unpaid, the credit shall be applied upon such assessment or the earliest unpaid installment of principal and interest."

Amendment No. 5

On page 1, strike out lines 3 to 29, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 514

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 514

Senator Arnold moved that Senate Bill No. 514 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 514—An act to amend Section 445 of the Education Code, relating to the county superintendent of schools of a county of the forty-fifth class.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "445 of the Education", and insert "28145 of the Government".

Amendment No. 2

In line 2 of the title, strike out "the county superintendent of schools", and insert "officers".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 to 7, inclusive, and insert

"SECTION 1. Section 28145 of the Government Code is amended to read:

28145. In a county of the forty-fifth class the following shall receive as compensation for the services required of them by law or by virtue of their offices the following sums:

(a) The auditor, five thousand four hundred dollars (\$5,400) a year.

(b) The district attorney, [seven thousand two hundred dollars (\$7,200)] *seven thousand eight hundred dollars (\$7,800)* a year.

(c) Each supervisor, three thousand six hundred dollars (\$3,600) a year and mileage from his residence to the county seat at each sitting of the board, twenty cents (\$.20) a mile, such compensation to be in full for services as supervisor.

(d) Grand and trial jurors, five dollars (\$5) per day and such mileage fees as are allowed by law.

[The compensation provided by this section shall be payable to incumbent officers.]”

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 584

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 584

Senator Erhart moved that Senate Bill No. 584 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 584—An act to amend Section 19620.1 of the Business and Professions Code, relating to the use of the State College Fund.

Bill read second time.

Motion to Amend

Senator Erhart moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out “amend Section 19620.1 of”, and insert “add Section 19620.2 to”.

Amendment No. 2

On page 1, line 1, strike out “19620.1 of”, and insert “19620.2 is added to”.

Amendment No. 3

On page 1, line 2, strike out “is amended”, and insert a comma.

Amendment No. 4

On page 1, strike out lines 3 to 10, and insert
“19620.2. From the State College Fund established under Section 19620.1 of this code, there is hereby appropriated five hundred thousand dollars (\$500,000) to be expended without regard to fiscal years for the purchase of not to exceed three hundred sixty (360) acres of farm land for the California State Polytechnic College.”

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Chairman of the Committee on Rules, to which was referred: Senate Concurrent Resolution No. 92

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Chairman

MOTION TO AMEND SENATE CONCURRENT RESOLUTION NO. 92

Senator Cunningham moved that Senate Concurrent Resolution No. 92 be amended and re-referred to Committee on Rules.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Concurrent Resolution No. 92—Relative to the creation of the Joint Committee on State and Local Assessment practices.

Resolution read.

Motion to Amend

Senator Cunningham moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 28, of the printed measure, strike out "three", and insert "five".

Amendment No. 2

On page 1, line 30, strike out "three", and insert "five".

Amendment No. 3

On page 2, line 51, strike out "one million dollars (\$1,000,000)", and insert "four hundred thousand dollars (\$400,000)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 1938

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 1938

Senator Murdy moved that Senate Bill No. 1938 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1938—An act making an appropriation to the State Department of Social Welfare to provide aid to needy disabled persons.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate April 23, 1957, strike out "There", and insert "In augmentation of Item 251 of the Budget Act of 1957 there".

Amendment No. 2

On page 1, line 5, strike out the first blank, and insert "one hundred twenty-two thousand five hundred seventy-nine".

Amendment No. 3

On page 1, line 5, strike out the second blank, and insert "122,579".

Amendment No. 4

On page 1, after line 7, insert

"This appropriation is made in accordance with the following schedule.

Schedule:

(a) Salaries and wages.....	\$167,275
(b) Operating expenses and equipment.....	64,007
Total of schedule.....	231,282
Less amounts available from other sources:	
Estimated grants from the Federal Government.....	108,703
Net appropriation	122,579".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1648

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 1648

Senator Robert I. McCarthy moved that Senate Bill No. 1648 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1648—An act to amend Section 1705.5 of the Harbors and Navigation Code, relating to the San Francisco Harbor.

Bill read second time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendment:

Amendment No. 1

On page 1, strike out lines 7 to 15, inclusive, and insert

"Notwithstanding any other provision of law, the authority shall ascertain and report to the State Personnel Board, the general prevailing rate of wages paid laborers, workmen and mechanics employed in the City and County of San Francisco in jobs comparable to the classes of employment used by the authority. In ascertaining such rates the authority shall consider the kind and nature of the work performed and the skills required.

The State Personnel Board shall establish and adjust the minimum and maximum salary limits for the laborers, workmen, and mechanics employed by the authority.

Such salary limits may be fixed on an hourly, daily, or monthly basis. In establishing and adjusting such salary limits the board shall take into consideration the prevailing rates for comparable service and other relevant factors and shall not fix the minimum salary limits below the general prevailing rate so ascertained and reported by the authority. The State Personnel Board may make a salary change retroactive to the date of the change in the prevailing rate."

Amendment read, and adopted.

Bill ordered printed, and to third reading, re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 1465

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 1465

Senator Byrne moved that Senate Bill No. 1465 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1465—An act to amend Section 6 of the Agricultural Code, relating to agriculture.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the caption of the printed bill, strike out "Senator Byrne", and insert "Senators Byrne and Farr".

Amendment No. 2

In line 1 of the title, strike out "amend Section 6 of", and insert "add Section 1300.16-2 to".

Amendment No. 3

In line 2 of the title, strike out "agriculture", and insert "agricultural products".

Amendment No. 4

On page 1, strike out lines 1 to 5, inclusive, and insert:

"Section 1300.16-2 is added to the Agricultural Code, to read:

1300.16-2. The Director of Agriculture may issue a marketing order or a major amendment thereto under Section 1300.16 if he finds that the order or amendment is favored by not less than 51 percent of the producers casting valid ballots and such producers marketed not less than 65 percent of the quantity marketed by all producers casting valid ballots, or if he finds that such order or amendment is favored by not less than 65 percent of the producers casting valid ballots and such producers marketed not less than 51 percent of the quantity marketed by all producers casting valid ballots."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Labor**

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:

Senate Bill No. 1010

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 1010

Senator Murdy moved that Senate Bill No. 1010 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1010—An act to add Section 105 to the Labor Code, relating to jurisdiction of the Division of Labor Law Enforcement.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, after "disputes", insert "arising out of interpretation or application of collective bargaining agreements concerning wages".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 1936

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 1936

Senator Harold T. Johnson moved that Senate Bill No. 1936 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1936—An act making an appropriation for expenditures in connection with the Upper Feather River Service Area reservoirs, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Harold T. Johnson moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Senate March 15, 1957, strike out "making an appropriation for expenditures in connection with", and insert "to amend Section 11260 of the Water Code relating to the Central Valley Project and more particularly to".

Amendment No. 2

In line 2 of the title, strike out "reservoirs,"; and strike out lines 3 and 4 of the title, and insert "features of the Feather River Project."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 to 24, inclusive; and on page 2, strike out lines 1 to 8, inclusive, and insert

"SECTION 1. Section 11260, of the Water Code is amended to read:

11260. The units set forth in publication of the State Water Resources Board entitled "Report on Feasibility of Feather River Project and Sacramento-San Joaquin Delta Diversion Projects Proposed as Features of the California Water Plan," dated May, 1951, as modified in the publication of the Division of Water Resources entitled "Program for Financing and Constructing the Feather River Project as the Initial Unit of the California Water Plan," dated February, 1955, and including the upstream features set forth in Chapter VI of the 1955 report, except the features on the south fork of the Feather River, subject to such further modifications thereof as the [authority] Department of Water Resources may adopt, and such units or portions thereof may be constructed by the [authority] department and maintained and operated by it to such extent and for such period as the [authority] department may determine, as units of the Central Valley Project separate and apart from any or all other units thereof.

SEC. 2. Section 11260 of the Water Code is amended to read:

11260. The units set forth in publication of the State Water Resources Board entitled "Report on Feasibility of Feather River Project and Sacramento-San Joaquin Delta Diversion Projects Proposed as Features of the California Water Plan," dated May, 1951, as modified in the publication of the Division of Water Resources entitled "Program for Financing and Constructing the Feather River Project as the Initial Unit of the California Water Plan," dated February, 1955, and including the upstream features set forth in Chapter VI of the 1955 report, except the features on the south fork of the Feather River, subject to such further modifications thereof as the department may adopt, and such units or portions thereof may be constructed by the department and maintained and operated by it to such extent and for such period as the department may determine, as units of the Central Valley Project separate and apart from any or all other units thereof.

SEC. 3. Section 2 of this act becomes operative only if Assembly Bill No. 1969 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as said act takes effect, at which time Section 1 of this act is repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 879

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 879

Senator Short moved that Senate Bill No. 879 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 879—An act making an appropriation to the University of California for the purpose of making a study and investigation, relating to use of 2,4-D and other injurious herbicides.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate May 10, 1957, strike out "making an appropriation to", and insert "requesting".

Amendment No. 2

In line 3 of the title, strike out "for the purpose of making", and insert "to make".

Amendment No. 3

On page 1, strike out lines 2 to 5, inclusive, and insert

"SECTION 1. The University of California is requested to make a study and investigation of the".

Amendment No. 4

On page 1, line 9, after "control", insert "and report its findings to the Legislature not later than the first legislative day of the 1958 Regular Session".

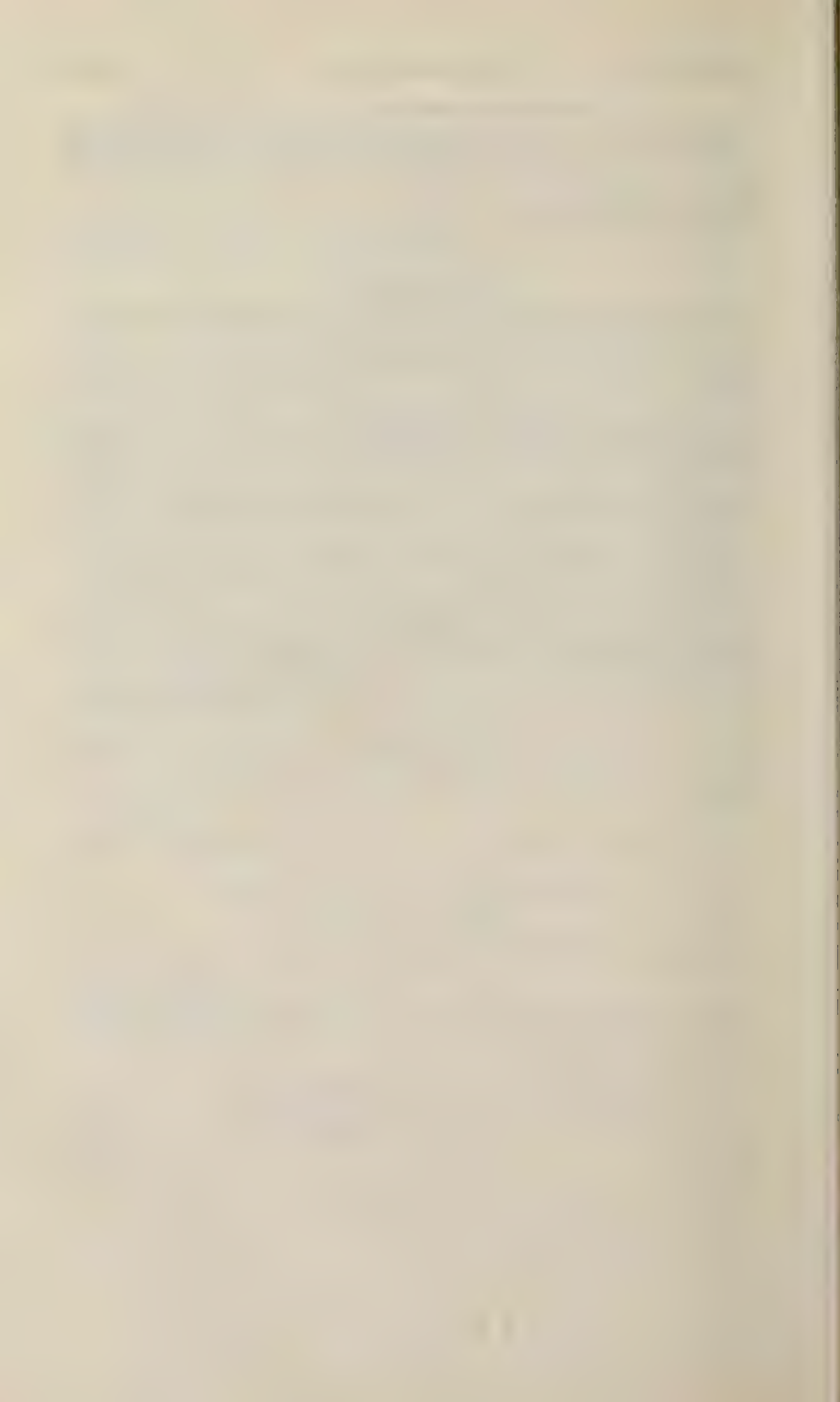
Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

ADJOURNMENT

At 5.50 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, May 21, 1957.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-SECOND LEGISLATIVE DAY

NINETY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, May 21, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burnes, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O, Almighty and Eternal God—Thou who art the Father of light and the dispenser of every good and perfect gift—cast a ray of Thy divine light this day upon these, our state senators and all who labor with them in this chamber, so that mindful of their sacred obligations to Thee and their fellow citizens the spiritual and moral growth of our State may keep apace with its material prosperity. Grant to them, Lord, as they labor, peace of mind, strength of body, confidence in Thy commandments and the will to obey them. Be Thou, O God, the helper of these, Thy servants. Grant unto their prayer this abiding effect that as they place their trust in Thee, Thou will endow them with a desire to follow more faithfully in Thy footsteps. Renew in them the spirit of sacrifice for the good of others; and as they press hopefully towards their goal, may they give themselves diligently to the work before them, dedicated to truth and devotion to duty, trusting ever in Thy grace. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Kraft, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Radovich, Harry Florentine, Nate Rosenberg, and Marcia Storkey, all of San Diego.

On request of Senator Kraft and Lieutenant Governor Powers, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Charles Breen of San Diego.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Margaret Harrison of Los Angeles.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Daniel Dewey, Mrs. Richard H. Baird, and the following students from the Anna Head School, Berkeley: Blythe Bertwell, Beatrice Bowles, Janice Citron, Cameron Folsom, Perrin Graves, Katherine Hansen, Betsy Heimbucher, Dana Henry, Sally Holabird, Cathy Houdlette, Mimi Howard, Betty Lou Kendall, Susan Lamberson, Margot Lasher, Diane Lewis, Barbara Lidy, Lorna Lindsay, Elizabeth MacGregor, Alison Monzella, Martha Morrison, Diane Nebelung, Joan Snyder, Martha Spaulding, and Diane Wolden.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from schools in the Calaveras Unified School District: *Burson School*—Elaine Evans and Anita Wright; *Mokelumne Hill School*—Lindalee Borchin, Lindalee Coates, Bert Ellis, Michael Fischer, Eldon Garner, Tom Garamendi, Louis Kuntz, Pamela Peterson, and Gail Sifers; *Valley Springs School*—Mary Buck, Dick Daily, Glen Daily, Mary Eldred, Sandra Fugitt, Eddie Goodner, Bobby Lenard, Janet McLean, Pennie Michel, James Morris, Donna Mosely, Wally Ontis, Eddie Pereira, Jerry Porath, and John White; *Wallace School*—Everett Baker; *West Point School*—Rudolph Anberg, Aubry Anderson, Thomas Atnip, John Brower, John Calvin, William Courtright, Robert Gonsalves, John Hottenstien, Kenneth James, Michael Kelly, Jerry Lambert, James Phillips, Michael Porteous, Warren Radford, Robert Reece, Douglas Sloan, Richard Whitten, Charlene Harris, Nadine Ives, Boydeen Leach, Margaret Lowry, Betty Jane O'Neill, Sandra Park, Sharron Strong, Betty Wentz, and Carolyn Wilson; *Railroad Flat*—Robert Boitano, Marian Davis, Betty Freeman, John Rader, and David Simpson; *adults*—Mr. Herb Ambrosius, Mr. John Joyner, Mr. Wrex Smith, Mr. Paul Pryor, and Mr. Max Egger.

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Constance Bartle, Mr. Paul Plummer, and the following students from Armona Union Academy, Armona, Kings County: Miss Jennette Parrish, Miss Geraldine Woessner, Miss Irene Bond, Miss Florine Phillips, Miss Beverly Cantrell, Mr. Jim White, Mr. David Wilbur, and Mr. Leonard Bergen.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the League of Women Voters of Palo Alto: Mrs. E. A. Heath, Mrs. M. Weis, Mrs. Joseph Burns, Mrs. Jack Albers, Mrs. William Irvine, Mrs. Louise Levine, Dr. Miriam Urban, Mrs. Madison Bentley, Miss Edith Lovell, Mrs. Carlotta Dirks, Mrs. Charles Burr, Mrs. Walter Gamage, Mrs. P. A. Martin, Mrs. Ramona Trossman, Mrs. Arthur Spar, Mrs. C. R. Longwell, and Mrs. R. D. Goodenough.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Modesto Women's Republican Club: Mrs. Edith Capps, Mrs. Jeanne Nobbe, Mrs. Luella Neafus, Mrs. Edna Craig, Mrs.

Roscoe Service, Mrs. Clara Burke, Mrs. Agnes Crawford, Mrs. B. C. Hawkins, Mrs. Luella Terry, Mrs. Ethel Harper, Mrs. Ima Miller, Mrs. Wayne Seguin, Mrs. Kathleen Roberts, Mrs. Betty Ryan, Mrs. Rhoda Culver, Mrs. Mary Pierce, and Mrs. Jessie Brugh.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students and adults from Ballico School, Ballico, Merced County: Kenny Narita, John Ferrari, Douglas Blaine, Patricia Schmidt, Terry Asai, Eugene Lariosa, Arnold Jantz, Ruth Buck, Jeanne Kajioka, Karen Cavaiani, Joanne Morimoto, Donna Kay Hughes, Donny Wal-drop, Mary Pombo, Mr. and Mrs. Stanley Norton, Mr. Morimoto, David Morimoto, Mr. and Mrs. Blaine, and Mr. and Mrs. Kajioka.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Edison School, Arden-Carmichael Union School District: Terry Edwards, Billy Feirl, John Gledhill, Greg Marshall, Hilary Martin, Kenneth McKinstry, Kent Morse, Paul Owens, Dryden Putham, Lewis Reedy, Tom Robinson, John Roloff, Leo Scalf, Jim Thomas, Keith Lucas, Ronnie Koch, Cheryl Freeman, Toni Ireland, Karen Hartley, Judy Moe, Kendra Moore, Gina Owin, Sylvia Porter, Frances Price, Toni Richmond, Donna Segrest, Vicki Weatherford, Irene Wendorf, Kathryn Williams, Brenda Young, Vera Jacobs, and Lynda Steele; Jeanette Righetti, fourth grade teacher; Mrs. Chee, student teacher; Mrs. Moe, Mrs. Putham and Mrs. Pena, mothers.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Claire Price, Mrs. DeLor, and the following students from Wakefield School, Turlock: Mike Bonander, John Chenault, Leroy Cox, Glen Dolberg, David Elliott, Miles Jensen, Michael Kirkes, Lloyd Lairemore, Wilbert Logan, Ignacio Rodriguez, Roberto Rodriguez, Fred Talkington, James Jensen, Paulette Brown, Nancy DeLor, Sandra Erickson, Carole Hanson, Peggy Harris, Janice Haaver, Diana Hedgecock, Kathleen Lanham, Jeanette Lindquist, Carolyn Loethen, Carol Lones, Olivia Martinez, Jane Oeken, Vivien Pinks, Barbara Sanford, Mabel Santos, Connie Runge, and Beverly Sonny.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Richard J. Lee and Cy Freeberg of San Mateo.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rolland L. Pope, City Attorney of Vallejo.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Albert M. Latimer of Gardena.

On request of Senator Dorsey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mary Anne Rassmussen, Sydney Rassmussen, Elizabeth Condry, all of Sacramento.

On request of Senator Cunningham, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Ellery Wright of Cucamonga.

REQUEST TO BE EXCUSED

Senator Harold T. Johnson requested that he be excused to attend an Assembly committee.

Request granted.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY, CALIFORNIA LEGISLATURE, May 21, 1957

*Hon. J. A. Beck, Secretary of the Senate
State Capitol, Sacramento, California*

DEAR MR. BECK: The Assembly has instructed me to return Assembly Bill No. 755 to the Senate as requested.

Very truly yours,

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Message read.

Assembly Bill No. 755 ordered placed on unfinished business file.

ASSEMBLY CHAMBER, May 21, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 26
Assembly Bill No. 150
Assembly Bill No. 273
Assembly Bill No. 437
Assembly Bill No. 760
Assembly Bill No. 863
Assembly Bill No. 1127
Assembly Bill No. 1128
Assembly Bill No. 1129
Assembly Bill No. 1130

Assembly Bill No. 1776
Assembly Bill No. 1811
Assembly Bill No. 1857
Assembly Bill No. 1984
Assembly Bill No. 2108
Assembly Bill No. 2997
Assembly Bill No. 3407
Assembly Bill No. 3531
Assembly Bill No. 3610

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 26—An act to add Section 20255 to the Education Code, relating to agreements for the construction of housing and other facilities at state colleges.

Referred to Committee on Education.

Assembly Bill No. 150—An act to amend Section 68891 of the Government Code, relating to compensation for public service.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 273—An act to add Sections 293.1, 293.6, 295.1, 296.1, and 296.6 to the Elections Code, relating to nonvoters.

Referred to Committee on Elections.

Assembly Bill No. 437—An act to amend Section 4902 of, and to add Sections 4902.01, 4902.02, 4902.03, and 4902.04 to, the Education Code, relating to the optional reorganization of school districts.

Referred to Committee on Education.

Assembly Bill No. 760—An act to add Section 6.1 to the Hunters Point Reclamation District Act, relating to Hunters Point Reclamation District.

Referred to Committee on Local Government.

Assembly Bill No. 863—An act to amend Section 11005 of the Revenue and Taxation Code, relating to motor vehicle license fees.

Referred to Committee on Transportation.

Assembly Bill No. 1127—An act to add Section 31031.5 to the Water Code, relating to the Free Water County Water District.

Referred to Committee on Water Resources.

Assembly Bill No. 1128—An act to amend Sections 55302 and 55305 of, and to add Section 55971 to, the Water Code, relating to county waterworks districts.

Referred to Committee on Water Resources.

Assembly Bill No. 1129—An act to amend Section 30562 of the Water Code, relating to county water districts.

Referred to Committee on Local Government.

Assembly Bill No. 1130—An act to amend Section 55350 of the Water Code, relating to county water works districts.

Referred to Committee on Local Government.

Assembly Bill No. 1776—An act to add Section 120.5 to the Elections Code, relating to the registration of voters.

Referred to Committee on Elections.

Assembly Bill No. 1811—An act to amend Section 15020 of the Health and Safety Code, relating to the definition of a hotel.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1857—An act to amend Sections 835, 836, 837, 841, 842, 844, 845, 847, 849, 850 and 851 of, and to add Sections 831, 832, 833, 834a and 835a to, the Penal Code, relating to the law of arrest.

Referred to Committee on Judiciary.

Assembly Bill No. 1984—An act to add Section 307.1 to the Vehicle Code, relating to the suspension of drivers' licenses.

Referred to Committee on Transportation.

Assembly Bill No. 2108—An act to add Section 21661 to the Water Code, relating to irrigation districts.

Referred to Committee on Local Government.

Assembly Bill No. 2997—An act to amend Section 724 of the Fish and Game Code, and to amend Section 8435 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to catfish.

Referred to Committee on Fish and Game.

Assembly Bill No. 3407—An act to amend Sections 53661, 53663, and 53671 of the Water Code, relating to reclamation districts.

Referred to Committee on Water Resources.

Assembly Bill No. 3531—An act to amend Section 25007 of, the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3610—An act to free certain land from the public trust for navigation and fisheries, and providing for empowering the State Lands Commission to sell such land.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 20, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1679
Assembly Bill No. 3361
Assembly Bill No. 3370

ARTHUR A. OLINIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 1679—An act to add Sections 1998, 1998.1, 1998.2, 1998.3, and 1998.4 to the Code of Civil Procedure, relating to subpoena of hospital records.

Referred to Committee on Judiciary.

Assembly Bill No. 3361—An act to amend Sections 6489, 6497, 6499, 6515.5, 6541, 6564, 6588.1, 6593, 6783, 6830, 6875, the heading of Article 4 (commencing at Section 6885), Chapter 9, Part 1, Division 6, and Section 6917 of, to add Sections 6491.1, 6885, 6918, 6919, 6921, 6922, 6923, and 6924 to, and to repeal Sections 6407, 6541.5, and 6885 of, the Health and Safety Code, relating to sanitary districts.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 3370—An act to add Section 30660 to the Streets and Highways Code, relating to San Francisco Bay crossings, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 11	Senate Bill No. 1947
Senate Bill No. 1652	Senate Bill No. 1998
Senate Bill No. 1653	Senate Bill No. 2018
Senate Bill No. 1655	Senate Bill No. 2019
Senate Bill No. 1657	Senate Bill No. 2021
Senate Bill No. 1659	Senate Bill No. 2038
Senate Bill No. 1943	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 919	Senate Bill No. 2022
Senate Bill No. 1309	Senate Bill No. 2418
Senate Bill No. 1324	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 242

Senate Bill No. 1120

Senate Bill No. 325

Senate Bill No. 2276

Senate Bill No. 862

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1068—An act to add Section 4303 to the Public Utilities Code, relating to local taxes on motor vehicle carriers;**Senate Bill No. 1310**—An act to amend Section 25631 of the Business and Professions Code, relating to alcoholic beverages;**Senate Bill No. 2061**—An act to amend Section 8780 of the Business and Professions Code, relating to land surveyors;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-first day of May, 1957, at 4.30 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 59—Relative to the "Santa Cruz Plan" for the rehabilitation of mental patients;**Senate Joint Resolution No. 18**—Relative to the granting of statehood to Hawaii and Alaska;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-first day of May, 1957, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Bill No. 1048

Has had the same under consideration, and reports the same back with the recommendation: To be re-referred to Rules Committee for interim study.

BURNS, Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 806

Senate Bill No. 139

Senate Bill No. 2304

Senate Bill No. 1802

Senate Bill No. 2417

Senate Bill No. 1298

Senate Bill No. 2527

Assembly Bill No. 1209

Senate Bill No. 2529

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 17, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 2531

Senate Bill No. 2533

Senate Bill No. 2538

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 748

Senate Bill No. 1504

Senate Bill No. 1285

Senate Bill No. 1823

Has had the same under consideration, and reports the same back with the recommendation: Be referred to Committee on Rules, with the recommendation that the bills be referred to the Senate Interim Committee on Judiciary.

REGAN, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 1603

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 2312

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be referred to the Committee on Rules, with the recommendation that the bill be referred to the Senate Interim Committee on Judiciary.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 206

Senate Bill No. 1293

Senate Bill No. 233

Senate Bill No. 2121

Senate Bill No. 237

Senate Bill No. 2134

Senate Bill No. 389

Assembly Bill No. 1266

Senate Bill No. 680

Assembly Bill No. 1293

Senate Bill No. 854

Assembly Bill No. 1304

Senate Bill No. 856

Assembly Bill No. 2406

Senate Bill No. 970

Assembly Bill No. 2428

Senate Bill No. 971

Assembly Bill No. 1668

Senate Bill No. 1291

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 725

Senate Concurrent Resolution No. 48

Senate Bill No. 2277

Senate Concurrent Resolution No. 90

Senate Bill No. 2674

Assembly Bill No. 3120

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 2258

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 1253

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BUSCH, Vice Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:

Assembly Bill No. 2399

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DORSEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which were referred:

Senate Bill No. 1670

Assembly Bill No. 2366

Assembly Bill No. 877

Assembly Bill No. 2455

Assembly Bill No. 1552

Assembly Bill No. 2457

Assembly Bill No. 1684

Assembly Bill No. 3124

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DORSEY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:

Assembly Bill No. 2456

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DORSEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Social Welfare, to which were referred:

Assembly Bill No. 2469

Assembly Bill No. 2883

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

DORSEY, Chairman

Above reported bills ordered to second reading.

Committee on Labor

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Labor, to which were referred:

Senate Bill No. 2205

Senate Bill No. 1569

Senate Bill No. 1592

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MONTGOMERY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Labor, to which were referred:

Senate Bill No. 1772

Senate Bill No. 398

Senate Bill No. 1599

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

MONTGOMERY, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 370

Assembly Bill No. 52

Assembly Bill No. 1247

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 514

Senate Bill No. 1962

Assembly Bill No. 140

Assembly Bill No. 470

Assembly Bill No. 772

Assembly Bill No. 836

Assembly Bill No. 961

Assembly Bill No. 1151

Assembly Bill No. 1245

Assembly Bill No. 2324

Assembly Bill No. 2622

Assembly Bill No. 4087

Assembly Bill No. 4088

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1375

Senate Bill No. 2077

Senate Constitutional Amendment No. 23

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to the proper interim committee for study.

DONNELLY, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 2210

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

LETTER OF TRANSMITTAL

SENATE FACT-FINDING COMMITTEE ON
COMMERCE AND ECONOMIC DEVELOPMENT
CALIFORNIA LEGISLATURE, May 20, 1957*Hon. Harold J. Powers, President; and
Members of the Senate*

GENTLEMEN: Your Senate Fact-Finding Committee on Commerce and Economic Development, created in Senate Resolution No. 134 (Senate Journal 155, page

4335, June 8, 1955) presents herewith its final report including conclusions and recommendations for its future program.

Respectfully submitted by

CHARLES BROWN, Chairman
PAUL L. BYRNE
ED. C. JOHNSON
FRED H. KRAFT

ROBERT I. MCCARTHY
GEORGE MILLER, JR.
EDWIN J. REGAN

FRANK E. FELIZ, Executive Secretary

Letter of transmittal ordered printed in the Journal.

Report ordered printed in the Appendix to the Journal.

Motion to Print Report

Senator Brown moved that 500 additional copies of the report submitted by the Senate Fact-Finding Committee on Commerce and Economic Development, be printed for distribution.

Motion carried.

LETTER OF TRANSMITTAL

SENATE FACT-FINDING COMMITTEE ON
COMMERCE AND ECONOMIC DEVELOPMENT
CALIFORNIA LEGISLATURE, May 17, 1957

*Hon. Harold J. Powers, President; and
Members of the Senate*

GENTLEMEN: Your Senate Fact-Finding Committee on Commerce and Economic Development, created in Senate Resolution No. 134 (Senate Journal 155, page 4335, June 8, 1955) presents herewith a supplement to its first partial report illustrating the type of research material contributing to the State's economic development. This is in accordance with this committee's recommendations for extension of the State Government's research program.

Respectfully submitted by

CHARLES BROWN, Chairman
PAUL L. BYRNE
ED. C. JOHNSON
FRED H. KRAFT

ROBERT I. MCCARTHY
GEORGE MILLER, JR.
EDWIN J. REGAN

FRANK E. FELIZ, Executive Secretary

Letter of transmittal ordered printed in the Journal.

Report ordered printed in the Appendix to the Journal.

Motion to Print Report

Senator Brown moved that 1,000 additional copies of the supplement to the first partial report submitted by the Senate Fact-Finding Committee on Commerce and Economic Development, be printed for distribution.

Motion carried.

CONSIDERATION OF DAILY FILE

MOTIONS TO RECONSIDER

Assembly Bill No. 1214—An act to add Section 1090.1 to the Government Code, relating to public officers.

Request for Unanimous Consent

Senator Murdy asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Assembly Bill No. 1214 was passed, continued to the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 2537—An act to add Section 1247b to the Code of Civil Procedure, relating to evidence in eminent domain proceedings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 8, inclusive and insert "1247b. Whenever in a condemnation proceeding only a portion of a parcel of property is sought to be taken, the plaintiff shall prepare a map showing the boundaries of the entire parcel, indicating thereon the part to be taken, the part remaining, and the improvement to be constructed on the part taken in its relationship to the remaining property, and shall serve an exact copy of such map on the defendant or his attorney at least fifteen (15) days prior to the time of trial."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 731—An act to add Section 1845.5 to the Code of Civil Procedure, relating to eminent domain.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 730—An act to add Section 1255.5 to the Code of Civil Procedure, relating to eminent domain.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 8, of the printed bill, after "offered", insert "in writing".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Rules.

Senate Bill No. 527—An act to amend Sections 502.2, 505, 507, and 512 of, and to add Section 520 to, the Military and Veterans Code, relating to the California Cadet corps.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military and Veterans Affairs:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "502.2".

Amendment No. 2

On page 1, strike out lines 1 to 20, inclusive.

Amendment No. 3

On page 1, strike out line 21, and insert

"SECTION 1. Section 505 of the Military and Veterans Code is amended to read:".

Amendment No. 4

On page 2, line 9, strike out "3", and insert "2".

Amendment No. 5

On page 2, line 22, strike out "4", and insert "3".

Amendment No. 6

On page 3, line 6, strike out "SEC. 5", and insert "SEC. 4".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 648—An act to add Section 21604 to the Public Utilities Code, to add Part 1.5 (commencing with Section 21800), to Division 9 of said code, and to repeal Article 6.5 (commencing with Section 50485), of Chapter 2 of Part 1 of Division 1 of Title 5 of the Government Code, relating to airports and aviation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1637—An act to add Section 402.5 to the Revenue and Taxation Code, relating to the assessment of property used for agricultural purposes.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 5, inclusive, and insert "402.5. In assessing property which is zoned and used exclusively for agricultural purposes, and as to which there is no reasonable probability of the removal or modification of the zoning restriction within the near future, the assessor shall consider no factors other than those relative to such use."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 2.5 to Article XIII, relating to the assessment of property used for agricultural purposes.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1 of the printed measure, strike out lines 9 to 11, inclusive, and insert "2.5. In assessing property which is zoned and used exclusively for agricultural purposes, and as to which there is no reasonable probability of the removal or modification of the zoning restriction within the near future, the assessor shall consider no factors other than those relative to such use."

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Resolution No. 39—Relative to the continuance of the Senate Special Committee on Governmental Administration.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 2, line 3, Section 5 of the draft of the resolution, insert "seven thousand five hundred dollars (\$7,500)".

Amendment read, and adopted.

Resolution ordered amended and to third reading.

Senate Bill No. 353—An act to add Section 69610 to the Government Code, relating to the number of judges of the Superior Court of Yolo County.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1053—An act to amend Section 69594 of the Government Code, relating to superior court judges of San Bernardino County.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1940—An act to amend Section 69591 of the Government Code, relating to judges of the Superior Court in the County of Orange.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2001—An act to amend Sections 8902, 8915, 8937, 8938.1, 8938.2, 8941, 8943, 8950, 8952, 8954, 8955, 8966, 8967, 8970, 8971, 8971.5, 8972.1, 8973, and 8975 of, and to amend and renumber Sections 8917, 8918, 8919, 8923, 8924, 8925, and 8926 of, and to add Sections 8905, 8916, 8917, 8918, 8919, 8920, 8921, 8922, 8923, 8924, 8931, 8937.1, and 8968 to, and to repeal Sections 8905, 8916, 8920, 8921, 8922, 8938.3 8938.4, 8951, 8969, and 8972 of, the Business and Professions Code, relating to the Department of Professional and Vocational Standards to provide for a Yacht and Ship Brokerage Board therein and the regulation of yacht and ship brokerage.

Bill read second time.

Motion to Refer Bill to Inactive File

Senator McBride moved that Senate Bill No. 2001 be placed on the inactive file.

Motion carried.

Senate Bill No. 2130—An act making an appropriation to the Fish and Game Preservation Fund.

Bill read second time.

Motion to Refer Bill to Inactive File

Senator McBride moved that Senate Bill No. 2130 be placed on the inactive file.

Motion carried.

Senate Bill No. 2666—An act to add Article 10 (commencing at Section 428.1) to Chapter 2, Part 1, Division 1, of the Health and Safety Code, relating to treatment of cancer, and making an appropriation.

Bill read second time.

Motion to Refer Bill to Inactive File

Senator McBride moved that Senate Bill No. 2666 be placed on the inactive file.

Motion carried.

Senate Bill No. 492—An act making an appropriation in augmentation of the appropriation in Item 216 of the Budget Act of 1956, for support of Colorado River Board of California, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 1, lines 1 and 2, of the printed bill, strike out "forty-six thousand seven hundred sixty-eight dollars (\$46,768)", and insert "twenty-six thousand seven hundred sixty-eight dollars (\$26,768)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2091—An act to amend Section 69595 of the Government Code, relating to courts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate May 15, 1957, strike out "13", and insert "14".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2107—An act to amend Section 504 of, and to add Section 509.5, Division 5.7 (commencing at Section 5801) to, and to repeal Chapter 8 (commencing at Section 6475) of Part 1, Division 6 of the Public Resources Code, relating to small craft harbors, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 3, between lines 7 and 8, of the printed bill, as amended in the Senate May 3, 1957, insert

"5822.1. Any construction or development authorized by this division of this code which also constitutes a project within the definition of Section 14254 of the Government Code shall when performed by the State be subject to the provisions of the State Contract Act, except that references therein to Department of Public Works shall mean Department of Water Resources."

Amendment No. 2

On page 5, line 29, strike out "War Department of the United States", and insert "United States Department of the Army".

Amendments read, and adopted.

Bill ordered printed.

Motion to Refer Bill to Inactive File

Senator McBride moved that Senate Bill No. 2107 be placed on the inactive file.

Motion carried.

Senate Bill No. 18—An act to amend Sections 6726 and 7012.5 of the Welfare and Institutions Code, relating to private family care homes and the support of mental patients therein.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 11, 1957, strike out "Sections", and insert "Section".

Amendment No. 2

In line 1 of the title, strike out the first "and", and insert "of, and to repeal Section".

Amendment No. 3

In line 3 of the title, after "therein", insert ", making an appropriation therefor".

Amendment No. 4

On page 1, line 3, strike out "or state home", and insert "for the mentally ill or mentally deficient".

Amendment No. 5

On page 1, line 4, after the first "a", insert "parole or".

Amendment No. 6

On page 1, line 8, strike out "an indigent", and insert "any".

Amendment No. 7

On page 1, line 8, after "patient", insert "paroled".

Amendment No. 8

On page 1, line 11, strike out "one hundred dollars (\$100)", and insert "seventy dollars (\$70)".

Amendment No. 9

On page 1, line 12, after "patient", insert ", except that on the basis of a scale developed by the Department of Mental Hygiene and approved by the Department of Finance, higher rates may be paid, but in no case to exceed one hundred dollars (\$100)".

Amendment No. 10

On page 1, line 12, after "of", insert "paroled or on".

Amendment No. 11

On page 1, line 16, after "been", insert "paroled or are".

Amendment No. 12

On page 1, strike out line 17, and insert

"SEC. 2. Section 7012.5 of said code is repealed.

SEC. 3. There is hereby appropriated out of any money in the State Treasury not otherwise appropriated, to the Department of Mental Hygiene the sum of three hundred thirteen thousand two hundred dollars (\$313,200) to augment Item 144 of the Budget Act of 1957, to be expended in accordance with the following schedule:

1. For family care of patients paroled or on leave of absence from state institutions of the Department of Mental Hygiene pursuant to Section 6726 of the Welfare and Institutions Code----- \$313,200".

Amendment No. 13

On page 1, strike out lines 18 to 24, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed.

Motion to Refer Bill to Inactive File

Senator McBride moved that Senate Bill No. 18 be placed on the inactive file.

Motion carried.

Senate Bill No. 108—An act to amend Section 6726 of, and to repeal Section 7012.5 of, the Welfare and Institutions Code, relating to the care of patients on leave of absence, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

Strike out lines 4 and 5 of the title of the printed bill, as amended in Senate April 11, 1957, and insert "therefor."

Amendment No. 2

On page 1, line 4, after "a", insert "parole or".

Amendment No. 3

On page 1, line 8, strike out "indigent".

Amendment No. 4

On page 1, line 8, after "patient", insert "paroled or".

Amendment No. 5

On page 1, line 11, strike out "one hundred dollars (\$100)", and insert "seventy dollars (\$70)".

Amendment No. 6

On page 1, line 12, after "patient", insert ", except that on the basis of a scale developed by the Department of Mental Hygiene and approved by the Department of Finance, higher rates may be paid, but in no case to exceed one hundred dollars (\$100)."

Amendment No. 7

On page 1, lines 12 and 13, strike out "indigent patients on leave of absence", and insert "paroled or on leave of absence patients".

Amendment No. 8

On page 1, strike out line 18, and insert "SEC. 3. There is hereby appropriated out of any money in the State Treasury not otherwise appropriated, to the Department of Mental Hygiene the sum of three hundred thirteen thousand two hundred dollars (\$313,200) to augment Item 144 of the Budget Act of 1957, to be expended in accordance with the following schedule:

1. For family care of patients paroled or on leave of absence from state institutions of the Department of Mental Hygiene pursuant to Section 6726 of the Welfare and Institutions Code.----- \$313,200".

Amendment No. 9

On page 1, strike out lines 19 and 20; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed.

Motion to Refer Bill to Inactive File

Senator McBride moved that Senate Bill No. 108 be placed on the inactive file.

Motion carried.

Senate Bill No. 1946—An act to amend Section 4231 of, and to add Section 4291 to, the Agricultural Code, relating to the marketing of fluid milk and cream.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, between lines 16 and 17, of the printed bill, as amended in Senate May 15, 1957, insert "services on the fluid milk, fluid cream and fluid skim milk, or".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Rules.

Senate Bill No. 1967—An act to amend Section 4753 of the Labor Code, relating to workmen's compensation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2229—An act to add Section 924 to the Labor Code, relating to labor and employment relations.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 2992—An act to amend Section 816.5 to the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2928—An act to add Section 1074 to the Public Utilities Code, relating to highway common carriers and petroleum irregular route carriers.

Bill read second time, and ordered to third reading.

Assembly Concurrent Resolution No. 157—Relative to the establishment of a legislative reference library in the State Capitol.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 2, line 4, of the printed measure, after "directed", insert "to study and, if found feasible,".

Amendment read, and adopted.

Resolution ordered printed, and to third reading.

Assembly Joint Resolution No. 30—Relative to sonic booms.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 1, line 10, of the printed measure, strike out "entirely unnecessary", and insert "not necessary".

Amendment read, and adopted.

Resolution ordered printed, and to third reading.

Assembly Bill No. 1280—An act to amend Sections 26855.2 and 26855.3 of the Government Code, relating to fees of county clerks.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3117—An act to add Article 10 (commencing at Section 427) to Chapter 2, Part 1, Division 1 of, and to repeal Section 210 of, the Health and Safety Code, and to repeal Chapter 18 (commencing at Section 26000) of Division 9 of the Business and Professions Code, relating to alcoholic rehabilitation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1661—An act to amend Section 69600 of the Government Code, relating to superior court judges for the County of Santa Clara.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2970—An act to amend Sections 127, 181, 1054, 1360, 1411, 1412, 1413, 1414, 1415, 1615, 1616, 1617, 1618, 1651, 1676, 1677, 13011, 20016, 20019, 20082, 20083, 20084, 20085, and 20086 of, to add Sections 133 and 163 to, and to repeal Sections 1361, 1362 and 1363 of, the Water Code, to amend Sections 8112, 8118, 8132, and 8138 of, and to add Sections 14105 and 16049.5 to the Government Code, to amend Section 9065 of the Public Resources Code, and to amend Section 1 of Chapter 1693 of the Statutes of 1953, relating to the water resources of the State and the administration thereof.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1145—An act to amend Section 15800 of the Financial Code, relating to supervision and examination of credit unions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly March 27, 1957, after "unions", insert a comma and "and making an appropriation".

Amendment No. 2

On page 1, after line 9 insert
"SEC. 3. There is hereby appropriated to the Commissioner of Corporations from the General Fund the sum of eleven thousand seven hundred fifty dollars (\$11,750) for the support of the Office of Deputy Credit Union Commissioner."

Amendments read, and adopted.

Bill ordered printed.

Motion to Refer Bill to Inactive File

Senator McBride moved that Assembly Bill No. 1145 be placed on the inactive file.

Motion carried.

Assembly Bill No. 3350—An act to amend Section 1197.5 of the Labor Code, relating to labor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Labor:

Amendment No. 1

On page 1 of the printed bill, strike out lines 5 to 7, inclusive, and insert "in the same establishment for the same quantity and quality of the same classification of work; provided, that nothing".

Amendment No. 2

On page 1, lines 9 and 10, strike out "comparable", and insert "the same classification of".

Amendment No. 3

On page 1, line 13, after "worked," insert "hours of work, or restrictions or prohibitions on lifting or moving objects in excess of specified weight,".

Amendment No. 4

On page 2, strike out lines 7 to 9, inclusive.

Amendment No. 5

On page 2, line 10, strike out "(c)", and insert "(b)".

Amendment No. 6

On page 2, line 11, strike out "each", and insert "the".

Amendment No. 7

On page 2, line 14, strike out "(d) Any person", and insert "(c) Any affected employee".

Amendment No. 8

On page 2, line 15, strike out "female employees", and insert "her".

Amendment No. 9

On page 2, line 16, strike out "such employees are", and insert "she is".

Amendment No. 10

On page 2, line 18, strike out "(e)", and insert "(d)".

Amendment No. 11

On page 2, line 20, strike out "the", and insert "such".

Amendment No. 12

On page 2, line 21, strike out "(f)", and insert "(e)".

Amendment No. 13

On page 2, line 25, strike out "(g)", and insert "(f)".

Amendment No. 14

On page 2, after line 30, insert "(g) The burden of proof shall be upon the person bringing the claim to establish that the differentiation in rate of pay is based upon the factor of sex and not upon other differences, factor or factors."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

Assembly Bill No. 2418—An act to amend Sections 9651 and 9652 of the Education Code, relating to schools and classes in county institutions.

Bill read second time, and ordered to third reading.

UNFINISHED BUSINESS**Consideration of Assembly Amendments**

Senate Bill No. 347—An act to amend Section 28133 of the Government code, relating to compensation for public service in counties of the thirty-third class.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 347?

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Senate April 17, 1957, after "year", insert "and he shall not engage in private law practice during his term of office".

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Coombs moved a call of the Senate.

Motion carried. Time, 3.15 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 3.18 p.m., on motion of Senator Coombs, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and the Senate concurred in Assembly amendment to Senate Bill No. 347 by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, McBride, John F. McCarthy, Richards, Short, and Thompson—22.

NOES—None.

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

Consideration of Assembly Amendments

Senate Bill No. 1381—An act to add Sections 31569.2 and 31770.1 to the Streets and Highways Code, relating to the Vehicle Parking District Law of 1943, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 1381?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 27, 1957, strike out "Section", and insert "Sections 31569.2 and".

Amendment No. 2

In line 2 of the title, strike out "parking place commissioners under".

Amendment No. 3

In line 3 of the title, after "1943", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 4

On page 1, line 1, strike out "31770.1", and insert "31569.2".

Amendment No. 5

On page 1, between lines 2 and 3, insert "31569.2. Notwithstanding the provisions of Sections 31569 and 31569.1, the county assessment roll used for the purpose of applying the limitations provided in said sections shall be the last equalized county assessment roll at the date the assessment is confirmed, or at the date the proposed assessment is filed with the clerk of the legislative body, or at the date of the filing of the original petition, whichever is the highest.

SEC. 2. Section 31770.1 is added to said code, to read:".

Amendment No. 6

On page 1, after line 12, insert

"SEC. 3. This act is an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The constantly increasing traffic congestion in the State of California and particularly in its urban areas brings death or injury to many persons each day. Traffic congestion detrimental to the public safety is in some measure caused by the inability of the operators of motor vehicles to find quickly and easily a place to park. The provisions of this act are necessary to expedite the formation, financing, and placing in operation of parking districts to provide parking places in such congested areas and it is therefore necessary that this act take effect immediately."

Urgency Clause

Urgency clause read

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Richards moved a call of the Senate.

Motion carried. Time, 3.21 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

Chief Assistant Secretary Lachlan M. Richards at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 127: By Senator Byrne—Relative to the death of Philip H. Mayer, Executive Secretary of the California State-wide YMCA Committee on Youth and Government.

Request for Unanimous Consent

Senator Byrne asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 127, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 127

Senate Concurrent Resolution No. 127—Relative to the death of Philip H. Mayer, Executive Secretary of the California State-wide YMCA Committee on Youth and Government.

Resolution read, and adopted on a rising vote of the following:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

Resolution ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

Senate Bill No. 1405—An act to amend Section 70045.5 of the Government Code, relating to phonographic reporters.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 1405?

Amendment No. 1

In lines 2, 3, and 4 of the title of the printed bill, as amended in Senate April 3, 1957, strike out “, and declaring the urgency thereof, to take effect immediately”.

Amendment No. 2

On page 1, strike out lines 9 to 19, inclusive.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 1405 by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, McBride, John F. McCarthy, Richards, Short, and Thompson—22.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 2257—An act to amend Section 18250, Article 1, Chapter 4, Part 2, Division 13 of the Health and Safety Code, relating to parking trailer coaches in trailer parks and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 2257?

(Amendment adopted in Assembly May 3, 1957)

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Senate April 8, 1957, strike out “has been”, and insert “may be”.

(Amendments adopted in Assembly May 17, 1957)

Amendment No. 1

In line 4 of the title of the printed bill, as amended in Assembly May 3, 1957, after “thereof”, insert “, to take effect immediately”.

Amendment No. 2

On page 1, line 16, strike out “California State”.

Amendment No. 3

On page 1, line 18, strike out “California”.

Amendment No. 4

On page 2, line 13, strike out “or”, and insert “of”.

Amendment No. 5

On page 2, line 20, before “This”, insert “SEC. 2.”

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 2257 by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, McBride, John F. McCarthy, Richards, Short, and Thompson—22.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 1377—An act to add Sections 35253.1, 35253.2, 35253.3 and 35253.4 to the Streets and Highways Code and to amend

Sections 35251 and 35252 of said code, relating to the Parking District Law of 1951 and the formation of parking districts thereunder.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 1377?

(Amendment adopted in Assembly on April 18, 1957)

Amendment No. 1

On page 1, line 12, of the printed bill, as amended, strike out "one year", and insert "six months".

(Amendment adopted in Assembly on May 15, 1957)

Amendment No. 1

On page 2, lines 30 and 31, of the printed bill, as amended in Assembly April 18, 1957, strike out "The parking places need not be within the boundaries of the proposed district."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 1377 by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, McBride, John F. McCarthy, Richards, Short, and Thompson—22.

NOES—None.

Above bill ordered enrolled.

President pro Tempore of the Senate Presiding

At 3:22 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

THIRD READING OF SENATE BILLS

Senate Bill No. 1934—An act to add Sections 16271.05, 16271.15, and 16292 to the Education Code, relating to school busses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Miller, Murdy, Richards, Short, Sutton, and Thompson—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2276—An act to amend the title of Article 3 (commencing with Section 8721) of Chapter 3 of Part 3 of Division 2 of, and Sections 8607, 8715, 8721, 8722, 8723, 8732, 9151 and 9351 of, and to add Sections 8612, 8712.5, 8751.5 and 8994.5 to, and to repeal Sections 8724 and 8731 of, the Revenue and Taxation Code, relating to the use fuel tax, to provide for the collection of the tax by vendors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 3.28 p.m., on motion of Senator Richards, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and the urgency clause to Senate Bill No. 1381 was adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Thompson, and Williams—33.

NOES—None.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 1381 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Thompson, and Williams—33.

NOES—None.

Above bill ordered enrolled.

CALL OF THE SENATE

Senator McBride moved a call of the Senate.

Motion carried.

Time, 3.29 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF SPECIAL ORDERS**

The hour of 3.30 p.m. having arrived, Senate Bill No. 1805 was taken up.

Senate Bill No. 1805—An act to add Section 18c to the Penal Code, relating to a moratorium on capital punishment and a study of the deterrent effect thereof.

Bill read third time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate May 16, 1957, strike out "two", and insert "six".

Amendment No. 2

On page 1, line 5, strike out "two-year", and insert "six-year".

Amendment No. 3

On page 2, line 4, strike out "two-year", and insert "six-year".

Amendment No. 4

On page 3, line 10, strike out "two", and insert "six".

Amendment No. 5

On page 3, line 12, strike out "1959", and insert "1963".

Amendments read, and adopted.

Bill ordered printed, and engrossed.

Motion to Print With a Rush Order

Senator Farr moved that Senate Bill No. 1805 be sent to print with a rush order.

Motion carried.

Motion to Set Special Order

Senator Farr moved that Senate Bill No. 1805 be made a special order of business for Wednesday, May 22, 1957, at 4 p.m.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT

Senator McBride asked for, and was granted, unanimous consent to have the representative of the Department of Finance and the Legislative Auditor at his desk during the consideration of Assembly Bill No. 500.

CONSIDERATION OF SPECIAL ORDER

The hour of 4 p.m. having arrived, Assembly Bill No. 500 was taken up.

Assembly Bill No. 500—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator McBride.

Motion to Amend

Senator Kraft moved the adoption of the following amendment:

Amendment No. 1

On page 100 of the printed bill, as amended in the Senate May 16, 1957, strike out lines 20 through 31, inclusive.

Amendment read.

Motion to Lay on the Table

Senator McBride moved that the amendment to Assembly Bill No. 500 offered by Senator Kraft, be laid on the table.

Point of Order

Senator Richards arose to a point of order and stated that Senator McBride spoke to the amendment presenting an argument before making the motion to lay on the table, which is not in order.

The President ruled the point not well taken, stating the motion to lay on the table is in order at any time.

The President put the question.

The question being on the motion of Senator McBride to lay on the table the amendment to Assembly Bill No. 500 offered by Senator Kraft.

Motion carried.

Further Amendments to Assembly Bill No. 500**Motion to Amend**

Senator Dorsey moved the adoption of the following amendment:

Amendment No. 1

On page 80 of the printed bill, as amended in Senate, May 16, 1957, between lines 49 and 50, insert

"352.5—For the acquisition of real property under the provisions of the Property Acquisition Law, and the preparation of master plans, preliminary drawings, and working drawings for two California Academies, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund-----

253,700

Schedule :

(a) Acquisition of two twenty acre sites-----	160,000
(b) Preparation of master plans, preliminary drawings, and working drawings-----	93,700
Total of schedule -----	253,700".

Motion to Lay on the Table

Senator Collier moved that the amendment to Assembly Bill No. 500 offered by Senator Dorsey, be laid on the table.

Motion carried.

Further Consideration of Assembly Bill No. 500

Assembly Bill No. 500—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Ed. C. Johnson, McBride, Robert I. McCarthy, Miller, Montgomery, Regan, Short, Sutton, Thompson, and Williams—27.

NOES—Senators Beard, Dilworth, Dorsey, Hollister, Kraft, Murdy, and Richards—7.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator McBride moved that the quorum call of the Senate be applied to the final passage of Assembly Bill No. 500.

Motion carried. Time, 4.35 p.m.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

Senate Bill No. 568—An act to amend Section 1552.4 of the Welfare and Institutions Code, relating to the location and prosecution of parents of abandoned children.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 568?

(Amendments adopted in Assembly April 19, 1957)

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate April 10, 1957, after "county", insert ", or the city prosecutor of any city to whom the duty of prosecuting such parent has been delegated,".

Amendment No. 2

On page 1, line 10, after "attorney", insert ", or the city prosecutor of any city to whom the duty of prosecuting such parent has been delegated,".

Amendment No. 3

On page 1, line 23, after "attorney", insert ", or the city prosecutor of any city to whom the duty of prosecuting such parent has been delegated,".

Amendment No. 4

On page 2, strike out line 2, and insert "vestigation by the district attorney or such city prosecutor. The district attorney or the city prosecutor".

(Amendments adopted in Assembly April 26, 1957)

Amendment No. 1

On page 2, line 8, of the printed bill, as amended in Assembly April 19, 1957, strike out "in".

Amendment No. 2

On page 2, line 9, strike out "vestigation", and insert "investigation".

(Amendment adopted in Assembly May 2, 1957)

Amendment No. 1

On page 1, lines 16 and 17, of the printed bill, as amended in Senate April 26, 1957, strike out "Referral need not be made if the child is being considered for adoption.", and insert "Upon the advice of the county welfare department that a child is being considered for adoption, the district attorney shall delay action with respect to the case until advised that the adoption is no longer pending."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 568 by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—34.

NOES—None.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 4:40 p.m., on motion of Senator McBride, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Assembly Bill No. 500 passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—Senators Beard, Dilworth, Dorsey, Farr, Kraft, Miller, Murdy, Regan, and Richards—9.

Bill ordered transmitted to the Assembly.

CALL OF THE SENATE

Senator Williams moved a call of the Senate.

Motion carried.

Time, 4:44 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)
Consideration of Assembly Amendments**

Senate Bill No. 812—An act to add Section 538e to the Penal Code, relating to fraudulent personation of fireman.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 812?

Amendment No. 1

On page 1, between the enacting clause and line 1, of the printed bill, as amended in Senate March 28, 1957, insert

"SECTION 1. Section 538e is added to the Penal Code, to read:".

Amendment No. 2

On page 1, line 6, after "department", insert "or the office of the State Fire Marshal".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 812 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Murdy, Regan, Richards, Short, Thompson, and Williams—29.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 2171—An act to amend Section 28116 of the Government Code, and Section 416 of the Education Code, relating to salaries of officers.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 2171?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 11, 1957, after the comma, insert "and Section 416 of the Education Code".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2, after line 6, insert

"SEC. 2. Section 416 of the Education Code is amended to read:

416. The annual salary of the county superintendent of schools of a county of the sixteenth class is [nine thousand dollars (\$9,000)] *twelve thousand dollars (\$12,000)*, and he shall possess a valid elementary or secondary administrative credential issued by the State Board of Education."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 2171 by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—32.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 319—An act to amend Section 28147 of the Government Code, relating to compensation for public service in counties of the forty-seventh class.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 319?

Amendment No. 1

On page 1, lines 16 and 17, of the printed bill, as amended in Senate March 27, 1957, strike out "three dollars (\$3)", and insert "six dollars (\$6)".

Amendment No. 2

On page 1, lines 19 and 20, strike out "two dollars (\$2)", and insert "five dollars (\$5)".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 319 by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—32.
NOES—None.

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 231—An act to amend Section 1526 of the Penal Code, relating to examination by a magistrate of the complainant and any supporting witnesses before issuance of a search warrant.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Senator Collier Presiding

At 4.50 p.m., Senator Randolph Collier of the Second District, presiding.

Senate Bill No. 1044—An act to amend Section 9900 of the Government Code, relating to regulation of legislative representation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Dorsey, Erhart, Farr, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Thompson, and Williams—25.
NOES—Senators Donnelly and Grunsky—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 414—An act to amend Section 28 of Chapter 1466 of the Statutes of 1949, as amended by Chapter 256 of the Statutes of 1955, relating to property taxation and the allocation of state funds; declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Thompson, and Williams—28.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senator Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Thompson, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2018—An act to add Section 4093 to, and to repeal Section 4093 of, the Business and Professions Code, relating to pharmacy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2019—An act to amend and renumber Sections 4097, 4098, and 4099 of the Business and Professions Code, relating to pharmacy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 5.15 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Bill No. 2021—An act to amend Section 4211 of the Business and Professions Code, relating to dangerous drugs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2418—An act to add Section 4230.5 to the Agriculture Code, relating to the marketing of fluid milk and fluid cream.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1943—An act to amend Section 487 of the Penal Code, relating to criminal liability for grand theft.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Coby, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 11—An act to amend Section 1300.16 of the Agricultural Code, relating to marketing of agricultural products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Coby, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1998—An act to repeal Section 544 of the Agricultural Code, relating to milk and milk products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Coby, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1947—An act to add Section 4292 to the Agricultural Code, relating to marketing of fluid milk and fluid cream.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Coby, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 919—An act to amend Sections 1400, 1401, 1404, 1405, 1407, 1411, and 1415 of, and to add Sections 1401.1, 1408.1, 1418.5, 1422, and 1423 to, the Health and Safety Code, to amend Sections 2350 and 2356 of, and to add Section 2300.5 to, the Welfare and Institutions Code, relating to the regulation of hospitals and other institutions providing care for the infirm, and making an appropriation therefor.

Motion to Re-refer Senate Bill No. 919

Senator McBride moved that Senate Bill No. 919 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1120—An act to add Section 103.2 to the Welfare and Institutions Code, relating to aid to the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

President of the Senate Presiding

At 5.26 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the Desk

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 936—An act to add Article 1.5 (commencing with Section 17520) to Chapter 1, Part 3, Division 7 of the Business and Professions Code, relating to products made by the blind.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1568—An act to amend Section 17700 of the Business and Professions Code, relating to premium coupons.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 371—An act to add Section 265 of the Revenue and Taxation Code, relating to the college exemption, declaring the urgency thereof, to take effect immediately.

Motion to Refer Bill to Inactive File

Senator Farr moved that Assembly Bill No. 371 be placed on the inactive file.

Motion carried.

Assembly Concurrent Resolution No. 146—Relative to the centennial of the birth of James L. Gillis.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson,

Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—30.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1866—An act to amend Section 69749 of the Government Code, relating to sessions of the superior court.

Bill read third time, and presented by Senator Regan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1134—An act to amend Sections 221 and 222 of, and to add Section 221.5 to, the Vehicle Code, relating to motor vehicles.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1136—An act to add Section 643 to the Vehicle Code, relating to reflectors on vehicles.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1137—An act to add Section 645.5 to the Vehicle Code, relating to equipment on motor vehicles.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1141—An act to amend Section 140 of the Vehicle Code, relating to registration requirement of a vehicle.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1216—An act to amend Section 675.5 of the Vehicle Code, relating to safety glass on motor vehicles.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1606—An act to amend Section 650.6 of the Vehicle Code, relating to lamps on vehicles.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1620—An act to add Section 514.5 to the Vehicle Code, relating to speed limits.

Bill read third time, and presented by Senator Brown.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1802—An act to amend Section 697 of the Vehicle Code, relating to size of vehicles.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1803—An act to amend Section 673 of the Vehicle Code, relating to vehicle equipment.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3256—An act to amend Section 30657 of the Streets and Highways Code, relating to San Francisco Bay crossings.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1561—An act to add Section 377 to the Education Code, relating to the county superintendent of schools, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Breed.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Regan, Richards, Short, Sutton, and Thompson—30.

NOES—Senators Dilworth and Williams—2.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Miller, Montgomery, Regan, Richards, Short, Teale, and Thompson—30.

NOES—Senators Dilworth, Donnelly, Murdy, and Williams—4.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1764—An act to amend Section 13911 of, and to add Section 13912 to the Public Utilities Code, relating to the annexation of territory to municipal utility districts.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 81—An act to add Sections 17117.5 and 24273.5 to the Revenue and Taxation Code, relating to the personal income and bank and corporation taxes.

Bill read third time.

Motion to Amend

Senator Murdy moved the adoption of the following amendment:

Amendment No. 1

On page 2, lines 28 and 29, of the printed bill, as amended in Assembly April 15, 1957, strike out "subsection", and insert "subdivision".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2627—An act to add Sections 428.2, 428.3, 428.4, 428.5 and 428.6 to the Fish and Game Code and add Article 6 (commencing with Section 7240) to Chapter 1, Part 2, Division 6 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to fishing licenses.

Motion to Refer Bill to Inactive File

Senator Brown moved that Assembly Bill No. 2627 be placed on the inactive file.

Motion carried.

Assembly Bill No. 2628—An act to amend Section 1201.3 of the Fish and Game Code, and amend Section 3652 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to pheasant tags.

Motion to Refer Bill to Inactive File

Senator Brown moved that Assembly Bill No. 2628 be placed on the inactive file.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT

Senator Abshire asked for, and was granted, unanimous consent to have the following opinion of the Legislative Counsel regarding Senate Bill No. 2229, printed in the Journal.

OPINION OF LEGISLATIVE COUNSEL

STATE OF CALIFORNIA

OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, CALIFORNIA, May 19, 1957

Hon. F. Presley Abshire
Senate Chamber

Labor—No. 14071

DEAR SENATOR ABSHIRE: You have asked us for an analysis of Senate Bill No. 2229, discussing existing state policy in the matter, whether the bill changes this state policy, and the effect the bill would have on an employer if enacted.

Senate Bill No. 2229 would add Section 924 to the Labor Code to provide that it is unlawful for any employer to enter into any agreement which will deny to a majority of the employees employed by him at the time the agreement is being negotiated or is executed, the right to choose their own bargaining agent.

Section 921 of the Labor Code, in effect, provides that a promise between an employer or prospective employer and an employee or prospective employee to join or to remain a member of a labor organization, not to join or not to remain a member of a labor organization, or

to withdraw from an employment relation in the event that he joins or remains a member of a labor organization, is contrary to public policy.

It will be noted that this section does not, by its terms, deal with agreements between an employer and a labor organization.

Section 923 of the Labor Code provides that the negotiation of terms and conditions of labor should result from voluntary agreement between employers and employees. The section states that it is necessary that the individual workman have full freedom of association, self-organization, and designation of representatives of his own choosing, to negotiate the terms and conditions of his employment, and that he shall be free from interference, restraint, or coercion of employers in the designation of such representatives or in self-organization or in other concerted activities for the purpose of collective bargaining or other mutual aid or protection.

The California Supreme Court has held that these sections do not prohibit union shop agreements or closed shop agreements between an employer and a labor organization, and that, under *state* laws, both types of agreements are valid objectives of organized labor (*Shafer v. Registered Pharmacists Union* (1940), 16 Cal. 2d 379). It has been held that a closed shop agreement between an employer and a labor organization is a proper objective of concerted labor activities even when undertaken by a union that represents none of the employees of the employer against whom the activities are directed (*Park & Tilford Import Corp. v. International Brotherhood of Teamsters* (1947), 27 Cal. 2d 599).

Therefore, the *state* law or policy as declared by the courts would not appear to prevent an employer from entering into an agreement with a bona fide labor union, as distinguished from a company union, which makes that union the bargaining agent of the employees even though at the time the agreement is being negotiated or executed, the union does not represent a majority of the employees.

The effect of the bill would be to make any such agreement entered into by the employer which has this effect unlawful.

However, since the bill does not constitute such an act a misdemeanor or a felony or impose any specific punishment for the prohibited act, the acts prohibited by the bill would not constitute a crime (*People v. McNulty* (1892), 93 Cal. 427, 439).

The principal effect on the employer of the bill if enacted would appear to be to enable him to obtain injunctive relief against a strike called for the purpose of compelling him to enter into an agreement in violation of the provisions of the bill, since "illegality of purpose provides a complete basis for injunctive relief against conduct which would otherwise be deemed a permissible exercise of fundamental rights" (*City of Los Angeles v. Los Angeles Building and Construction Trades Council* (1949), 94 Cal. App. 2d 36, 42).

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By OWEN K. KUNS, Deputy

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Cunningham moved that Assembly Bill No. 2803 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Cunningham moved that Assembly Bill No. 2805 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Kraft moved that Assembly Bill No. 2675 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Burns moved that Assembly Bill No. 1806 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Desmond moved that Assembly Bill No. 1397 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Desmond moved that Assembly Bill No. 2433 be taken from the inactive file and placed on the second reading file.

Motion carried.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 6 p.m., on motion of Senator Williams, further proceedings under the call of the Senate were dispensed with.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which were referred:

Senate Bill No. 107

Senate Bill No. 775

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 107

Senator John F. McCarthy moved that Senate Bill No. 107 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 107—An act to add Section 330 to the Streets and Highways Code, relating to state highways.

Bill read second time.

Motion to Amend

Senator John F. McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "to" and before "the", insert ", and to amend Section 369 of,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 4, insert

"SEC. 2. Section 369 of said code is amended to read:

369. Route 69 is from.

[a] Route 1 near San Rafael to [Point San Quentin.]

[b] San Jose [to] *via* the Richmond-San Rafael Bridge [Toll Plaza]."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND SENATE BILL NO. 775

Senator Richards moved that Senate Bill No. 775 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 775—An act to amend Sections 309, 319, 359, 360, 361, 362, 379, 454, 459, 461, 462, 464, 465, 470, 472, 473, 474, 475, 477, 478, 479, 482, 490, 505 and 521 of, and to repeal Sections 466, 476, 480, 513, 522 and 543 of, the Streets and Highways Code, relating to state highways.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "319," insert "326".

Amendment No. 2

On page 2, line 40, strike out "Lawndale", and insert "Culver City".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 3, after line 37, insert

"SEC. 26. Section 326 of said code is amended to read:

326. Route 26 is from[:]

[(a)] Los Angeles [(Alice Street)] to the international boundary near Calexico [via Ramona Boulevard, Monterey Park, Pomona, Colton, Brawley and El Centro, together with a connection from near Colton to San Bernardino].

[(b) A point on the highway specified in subdivision (a) of this section ; approximately two miles west of Brawley, to a point on said highway approximately two and one-half miles southwest of Brawley.]”

Amendment No. 4

On page 3, line 38, strike out “26”, and insert “27”.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 56

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 56

Senator Hollister moved that Senate Bill No. 56 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 56—An act to add Section 710.1 to the Vehicle Code, relating to notice of intention by house moving contractors.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

After line 7 of the printed bill, as amended in the Senate May 13, 1957, insert “division or district superintendent of the”.

Amendment No. 2

In line 9, strike out “24”, and insert “36”.

Amendment No. 3

After line 9, insert “The written notice of intention to make such a movement shall contain the name of the street, highway or road over which such dwelling house or other building will be moved across the railroad tracks, the approximate time of day such movement will be made and such other information as may be necessary to enable the railroad company to take precautionary measures to avoid a collision by a train with such dwelling house or other building.”

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 1158

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND SENATE BILL NO. 1158

Senator Collier moved that Senate Bill No. 1158 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1158—An act to amend Sections 753, 754, 755, 756, 758, 1831, 1905, 1906 and 2002 of, to amend and renumber Sections 1832, 1833, 1834, 1835, 1836, 1837, 1838, 1839, 1840, 1842, and 1843 of, to repeal Section 1841 of, and to add Sections 756.1, 1832, 1834, 1844, and 1846 to, and to add Article 5 (commencing with Section 2050) to Chapter 2, Part 3, Division 1 of, the Revenue and Taxation Code, relating to property taxation, declaring the urgency hereof to take effect immediately.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate May 15, 1957, after "756," insert "757,".

Amendment No. 2

In line 2 of the title, after "1906", insert ", 2001".

Amendment No. 3

In line 5 of the title, after "1846 to", insert "the Revenue and Taxation Code".

Amendment No. 4

In lines 7, 8, and 9 of the title, strike out ", the Revenue and Taxation Code, relating to property taxation, declaring the urgency hereof to take effect immediately", and insert "said code, relating to property taxation, allocation of state funds, and bond limitations".

Amendment No. 5

On page 2, line 1, strike out "assessed", and insert "assessable tangible".

Amendment No. 6

On page 2, line 39, strike out "exceed", and insert "in any county vary by more than two points from".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 7

On page 2, between lines 40 and 41, insert

"SEC. 6. Section 757 of said code is amended to read:

757. After deciding all petitions for determination, the board shall complete the assessment of state-assessed property by entering upon the board roll for each county assessed values representing the same percentage of market value so determined as has been found, under Chapter 2, Part 3 of Division 1 of this code, to be represented by the assessed value, after equalization, entered upon the local roll in relation to the market value of [property there assessed] *locally assessable tangible property in the county*. In making these entries upon the board roll, the board may enter assessed values which are divisible by ten (10), counting any fractional amount which is more than five dollars (\$5) as ten dollars (\$10) and omitting it when it is five dollars (\$5) or less. The assessed value thus entered upon the roll by the board shall constitute the actual value of the property as of the first Monday in March for purposes of taxation. Intangibles shall be assessed without reference to the percentage herein specified."

Amendment No. 8

On page 2, line 41, strike out "6", and insert "7".

Amendment No. 9

On page 3, line 6, strike out "7", and insert "8".

Amendment No. 10

On page 3, line 28, strike out "8", and insert "9".

Amendment No. 11

On page 3, line 29, after "appraisers.", insert "If the assessee of any property with respect to which such an appraisal has been made so requests, the assessor shall give him a reasonable opportunity to examine and discuss the appraisal."

Amendment No. 12

On page 3, line 30, strike out "9", and insert "10".

Amendment No. 13

On page 3, line 32, strike out "No", and insert "Except as provided in Section 1832 or as may be required in connection with a hearing held pursuant to Section 1838, no".

Amendment No. 14

On page 3, lines 36 and 37, strike out "except as that may be required for the purposes of this chapter".

Amendment No. 15

On page 3, line 38, strike out "10", and insert "11".

Amendment No. 16

On page 4, line 1, strike out "11", and insert "12".

Amendment No. 17

On page 4, line 5, strike out "such", and insert "locally assessable tangible".

Amendment No. 18

On page 4, line 6, strike out "This determination of relationship"; and strike out all of lines 7 to 10, inclusive.

Amendment No. 19

On page 4, line 11, strike out "12", and insert "13".

Amendment No. 20

On page 4, line 16, strike out "Sub-"; and strike out all of lines 17 to 21, inclusive, and insert "In addition, the board shall prepare tabulations showing the ratios of assessed to market value for the individual properties in the sample when surveys are conducted for a county pursuant to Section 1831, as well as the weights applied to each such ratio to derive the average ratio of assessed to market value of property subject to local assessment in the county. Such tabulations shall also show the data used to estimate any change in the market value of locally assessable tangible property between the lien date of the roll for which the survey was made and the lien date of the current roll as required by Section 1834, as well as the statistical methods used to arrive at the determination under that section. All such tabulations shall be open to inspection by all persons interested."

Amendment No. 21

On page 4, line 22, strike out "13", and insert "14".

Amendment No. 22

On page 4, line 41, strike out "14", and insert "15".

Amendment No. 23

On page 5, line 1, strike out "15", and insert "16".

Amendment No. 24

On page 5, line 8, after "assessing", strike out the comma, and insert "tangible property".

Amendment No. 25

On page 5, lines 9 and 10, after "county", strike out ", land, improvements and tangible personal property".

Amendment No. 26

On page 5, lines 12 and 13, strike out "is borne by the assessed value of property on the local roll", and insert "the assessed value of locally assessable tangible property bears".

Amendment No. 27

On page 5, line 15, strike out "16", and insert "17".

Amendment No. 28

On page 5, line 24, strike out "land, improvements and tan"; and strike out all of lines 25 to 28, inclusive, and insert "tangible property entered upon the secured local roll by that percentage which, if applied to the total assessed value of tangible property on the local roll, would bring the assessment ratio for the county to the state-wide ratio of assessed to market value as established under this article."

Amendment No. 29

On page 5, line 29, strike out "17", and insert "18".

Amendment No. 30

On page 5, line 36, after "law", insert "If the number of such matters to be heard, or the amount of time required, prevents the board from concluding this session by August 10th, the board may continue with its equalization proceedings to and including August 20th, and may defer its final action on the equalization of assessments accordingly, but it shall not hear any matter as to which timely application or notice has not been made or given during July."

Amendment No. 31

On page 5, line 37, strike out "18", and insert "19".

Amendment No. 32

On page 5, line 46, strike out "19", and insert "20".

Amendment No. 33

On page 5, line 50, strike out "20", and insert "21".

Amendment No. 34

On page 6, line 5, strike out "21", and insert "22".

Amendment No. 35

On page 6, line 15, strike out "22", and insert "23".

Amendment No. 36

On page 6, line 26, strike out "23", and insert "24".

Amendment No. 37

On page 6, line 32, strike out "24", and insert "25".

Amendment No. 38

On page 6, line 41, strike out "25", and insert "26".

PRINTER'S NOTE—There being no 7 point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 39

On page 6, between lines 41 and 42, insert

"Sec. 27. Section 2001 of said code is amended to read:

2001. Upon completion of proceedings had under Article 1 of this chapter, the board shall certify to the Governor, not later than the first day of September following, its final determination of the relationship between the total value of [land, improvements, and tangible personal] *locally assessable tangible* property as entered upon the local roll by each assessor and as thereafter equalized, and the market value thereof. The board shall also certify to the Governor its determination of the ratio between assessed and market value of all such property for the State as a whole."

Amendment No. 40

On page 6, line 42, strike out "26", and insert "28".

Amendment No. 41

On page 7, lines 1 and 2, strike out "land, improvements and tangible personal", and insert "locally assessable tangible".

Amendment No. 42

On page 7, line 10, strike out "27", and insert "29".

Amendment No. 43

On page 7, strike out all of lines 27 to 43, inclusive, and insert
"Sec. 30. Sections 1 to 29, inclusive, of this act shall become operative only if and when Sections 1 to 27, inclusive, of Chapter 1466, Statutes of 1949, become operative."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 795

Assembly Bill No. 2722

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND SENATE BILL NO. 795

Senator Cunningham moved that Senate Bill No. 795 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 795—An act to amend Sections 6827, 6829.1, 6834, 6871.4 and 6873.2 of the Public Resources Code, relating to oil and gas.

Bill read second time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 16, of the printed bill, as amended in Senate May 10, 1957, strike out "10", and insert "15".

Amendment No. 2

On page 2, line 20, after "and", insert ", until drilling operations are commenced on the lands subject to the lease,".

Amendment No. 3

On page 2, lines 21 and 22, strike out "one dollar (\$1)", and insert "ten dollars (\$10)".

Amendment No. 4

On page 2, line 46, after "and", insert ", until drilling operations are commenced on the lands subject to the lease,".

Amendment No. 5

On page 2, line 47, strike out "one dollar (\$1)", and insert "ten dollars (\$10)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 2722

Senator Desmond moved that Assembly Bill No. 2722 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2722—An act to amend Section 25365 of the Government Code, relating to the granting, conveyance, quitclaiming, assignment or other transfer by a board of supervisors of county-owned real or personal property to public entities.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 10, of the printed bill, after "erty", insert ", or interest therein".

Amendment No. 2

On page 1, line 12, after "property", insert "or interest therein".

Amendment No. 3

On page 1, line 18, after "county", insert ", or where the real property to be exchanged is not required for county use and the property to be acquired is required for county use".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Financial Institutions**

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Chairman of the Committee on Financial Institutions, to which was referred:

Senate Bill No. 1969

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 1969

Senator Robert I. McCarthy moved that Senate Bill No. 1969 be amended and re-referred to Committee on Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1969—An act to amend Section 28403 of the Corporations Code, relating to retirement systems.

Bill read second time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 7 of the printed bill, after "contracts," strike out "its"; and in line 8, strike out "its".

Amendment No. 2

On page 1, after line 13, insert

"A retirement system shall be deemed to have created and maintained the reserves required by this section and to be sound and equitable within the meaning of Section 28301 and the contributions shall be deemed adequate to support the benefits granted within the meaning of Section 28401, if the documents setting forth the retirement system make provision for payment of contributions that are expected to produce sufficient reserves, within a reasonable period of time, to fund

at the time of the retirement of each covered employee the benefits payable to him under its contracts, by laws or declaration of trust. The reasonable time shall be fifteen (15) years except that the commissioner may determine that a shorter period of time is reasonable with respect to any retirement system. The commissioner shall thereafter fix the reasonable time for such system on the basis of such relevant factors as the number and size of employers participating in the retirement system, the age distribution of the covered employees, the period of any firm obligation to pay contributions, and the actual likelihood that sufficient contributions will be paid to permit the retirement system regularly to pay the benefits described in the plan."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 1450

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 1450

Senator Sutton moved that Senate Bill No. 1450 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1450—An act to amend Sections 106 and 1254 of the Water Code, relating to beneficial uses of water.

Bill read second time.

Motion to Amend

Senator Sutton moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and 1254 of", and insert ", 1254 and 1257 of, and to add Section 1258 to".

Amendment No. 2

In line 6, strike out "The use of water for fish, wildlife, or recreation"; and strike out all of line 7, and insert "Other beneficial uses of water shall include, but shall not be limited to: municipal, industrial, preservation of fish and wildlife, recreational, mining, and power purposes."

Amendment No. 3

In line 11, strike out "department", and insert "State Water Rights Board".

Amendment No. 4

In line 12, after "water", insert ", and that other beneficial uses of water include, but are not limited to: municipal, industrial, preservation of fish and wildlife, recreation, mining and power".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

Strike out lines 13 and 14, and insert

"SEC. 3. Section 1257 of said code is amended to read:

1257. In acting upon applications to appropriate water, the [department] *State Water Rights Board* [shall consider the relative benefit to be derived from all uses of the water concerned] *may, where the facts justify, consider the relative benefit*

to be derived from all beneficial uses of the water concerned including use for domestic, agricultural, municipal, industrial, preservation of fish and wildlife, recreational, mining and power purposes, and may subject such appropriations to such terms and conditions as in its judgment will best develop, conserve, and utilize in the public interest, the water sought to be appropriated.

SEC. 4. Section 1258 is added to said code, to read:

1258. In granting permits to appropriate unappropriated water the State Water Rights Board may, if in its judgment the public interest will be served thereby, include terms and conditions to protect or enhance fish and wildlife resources."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 919

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 919

Senator Thompson moved that Senate Bill No. 919 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 919—An act to amend Sections 1400, 1401, 1404, 1405, 1407, 1411, and 1415 of, and to add Sections 1401.1, 1408.1, 1418.5, 1422, and 1423 to, the Health and Safety Code, to amend Sections 2350 and 2356 of, and to add Section 2300.5 to, the Welfare and Institutions Code, relating to the regulation of hospitals and other institutions providing care for the infirm, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate May 20, 1957, strike out "1422", and insert "1422.5".

Amendment No. 2

On page 4, line 26, strike out "or", and insert "of".

Amendment No. 3

On page 5, line 48, strike out "1422", and insert "1422.5".

Amendment No. 4

On page 5, line 49, strike out "1422", and insert "1422.5".

Amendment No. 5

On page 6, line 5, strike out the second "a".

Amendment No. 6

On page 7, line 3, strike out "or", and insert "of".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 1131

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 1131

Senator Sutton moved that Senate Bill No. 1131 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1131—An act to provide for the establishment and maintenance of a trail originating near Napa and extending to the vicinity of the Town of Clearlake Oaks, along the northerly shore of Clear Lake in Lake County and proceeding to a junction with the California State Riding and Hiking Trail in Siskiyou County, pursuant to the provisions of Article 6 (commencing with Section 5070), Chapter 1 of Division 5 of the Public Resources Code, relating to riding and hiking trails.

Bill read second time.

Motion to Amend

Senator Sutton moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "a junction point with the California State"; and strike out lines 8, 9, and 10; and in line 11, strike out "to".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 2144

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 2144

Senator Hollister moved that Senate Bill No. 2144 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2144—An act to add Section 725.5 to the Streets and Highways Code, relating to the care and protection of state highways.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 6. of the printed bill, as amended in Senate May 14, 1957, after "Dam", insert "if consent to such flooding has first been obtained from the Department of Public Works. As a condition to granting such consent, the Department of Public Works shall require the city, city and county, county, public corporation, or public district to agree with the department to maintain the affected portion of the state highway during the period of flooding and to make such repairs and perform such work as is necessary to repair any resulting damage to the state highway and restore it to its original condition, or to agree to reimburse the department for the expense to the department of making such repairs, performing such work, or maintaining the affected portion of the state highway during the period of flooding".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 1476

Assembly Bill No. 195

Senate Bill No. 2673

Assembly Bill No. 473

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1476

Senator Byrne moved that Senate Bill No. 1476 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1476—An act to add Sections 5153.6 and 7052 to, to add Articles 11.2 (commencing at Section 7099) and Article 14.8 (commencing at Section 7108) to Chapter 15 of Division 3 of, and to amend Sections 7039, 7067, 7075, and 7121 of, the Education Code, relating to apportionments to school districts in areas affected by state construction projects, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 14, 1957, strike out "Sections 5153.6 and 7052 to, to add Articles 11.2 (commencing at Section 7099)," and insert "Section 5153.6 to,".

Amendment No. 2

In line 5 of the title, strike out "Sections 7039, 7067, 7075, and 7121", and insert "Section 7122".

Amendment No. 3

On page 1, strike out lines 12 to 18, inclusive; on page 2, strike out lines 1 to 51, inclusive; and on page 3, strike out lines 1 to 47, inclusive.

Amendment No. 4

On page 4, line 1, strike out "SEC. 7", and insert "SEC. 2".

Amendment No. 5

On page 4, line 9, after the first "the", insert "regular full-time day schools of".

Amendment No. 6

On page 4, line 13, after "year," insert "exclusive of taxes levied pursuant to Sections 1599.1, 5063, and 7736."

Amendment No. 7

On page 4, line 15, strike out the period, and insert ", reduced by the difference between the amount of basic state aid and equalization aid per unit of average daily attendance apportioned to the district pursuant to Section 7121 during the current fiscal year and the amount per unit of average daily attendance that would have been apportioned had the computations been made after the exclusion of average daily attendance of project connected pupils from the average daily attendance of the district."

Amendment No. 8

On page 4, line 18, after the first "the", insert "regular full-time day".

Amendment No. 9

On page 4, line 22, strike out "and", and insert "or".

Amendment No. 10

On page 5, between lines 3 and 4, insert "7108.5. For the purposes of this article, pupils in grades 7 and 8 attending a junior high school maintained by a high school district shall be deemed to be in attendance in the schools of the elementary district of residence."

Amendment No. 11

On page 5, line 4, strike out "SEC. 8", and insert "SEC. 3".

Amendment No. 12

On page 5, line 4, strike out "7121", and insert "7122".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 13

On page 5, strike out lines 5 to 15, inclusive, and insert "7122. The Superintendent of Public Instruction shall on or before December 10th of each year apportion to each elementary, high school, and junior college district, and county school service fund the total of amounts allowed to them under Articles 3, 12, 13, [and 14] 14, and 14.8 and Section 7118 and subdivision (a) of Section 7121.2 of this chapter. This apportionment shall be called the Special Purpose Apportionment."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND SENATE BILL NO. 2673

Senator Byrne moved that Senate Bill No. 2673 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2673—An act to add Chapter 17.5 (commencing at Section 7601) to Division 3 of the Education Code, relating to school district public works in areas affected by state construction projects, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 27, of the printed bill, after "parents", insert "who have come to the district subsequent to the start of the state project and who are".

Amendment No. 2

On page 2, line 31, after "parents", insert "who have come to the district subsequent to the start of the state project and who are".

Amendment No. 3

On page 3, line 44, strike out "current fiscal year", and insert "period of the state project".

Amendment No. 4

On page 3, line 47, strike out "such", and insert "the current".

Amendment No. 5

On page 4, line 43, after "ability", insert "with funds apportioned under this chapter and funds devoted by the district to the project".

Amendment No. 6

On page 4, between lines 45 and 46, insert
"7611.1. The Director of Finance shall make such final examinations relating to the cost of the project as are required during the construction of the project."

Amendment No. 7

On page 4, line 43, strike out "all or a portion of".

Amendment No. 8

On page 4, beginning in line 49, strike out "in whole or in part".

Amendment No. 9

On page 4, beginning in line 50, strike out "either in whole or in part".

Amendment No. 10

On page 5, line 23, after "Law," insert "a portion of".

Amendment No. 11

On page 5, line 36, after "functions", insert ", except those specifically delegated by this chapter to the director or department,".

Amendment No. 12

On page 6, line 10, strike out "board", and insert "director".

Amendment No. 13

On page 6, line 15, strike out "board", and insert "director".

Amendment No. 14

On page 6, line 17, after "approval.", insert "In the approval of estimates of the number of project children and indirect project children for the purposes of this article the director may utilize the facilities and services of any department or agency of the State as he deems necessary and proper. No estimate shall be used as a basis of an apportionment that has not been approved by the director."

Amendment No. 15

On page 6, beginning in line 34, strike out "either directly or by way of reimbursement,".

Amendment No. 16

On page 7, beginning in line 39, strike out "shall be deemed to be an apportionment made to the district on said date pursuant to said chapter and".

Amendment No. 17

On page 7, strike out lines 44 to 47, inclusive, and insert
"7634. The principal amount of the apportionment shall be computed and repaid in the manner prescribed in this article."

Amendment No. 18

On page 8, line 5, after "determine", insert "from the certification of the director".

Amendment No. 19

On page 8, between lines 27 and 28, insert
"(5) Upon application of the district and approval by the board, the total amount of the repayment may be paid in a lump sum or in fewer than 30 years.
7634.1. If on June 30th of the fiscal year in which the state project is completed there is classroom space constructed with funds apportioned under this chapter, that is not being used by the district, the board shall, upon application of the district, reduce the total amount to be repaid by the district on a proportionate

basis until such time as the classroom space is used by the district. No payment shall be required by the district for the period during which such classroom space is not used by the district."

Amendment No. 20

On page 9, strike out lines 11 to 14, inclusive.

Amendment No. 21

On page 9, line 15, strike out "(b)", and insert "(a)".

Amendment No. 22

On page 9, line 21, strike out "(c)", and insert "(b)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND ASSEMBLY BILL NO. 195

Senator Donnelly moved that Assembly Bill No. 195 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 195—An act to amend Sections 5968, 7231, 7236, and 7239 of, and to add Section 7466 to, the Education Code, relating to the tuition of nonresident junior college students.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly March 29, 1957, strike out "Section 7466", and insert "Sections 7466 and 18865".

Amendment No. 2

On page 2, line 5, strike out "two hundred fifty dollars (\$250)", and insert "three hundred dollars (\$300)".

Amendment No. 3

On page 2, after line 51, insert

"SEC. 6. Section 18865 is added to said code, to read:
18865. In any sale made pursuant to this article by a high school district maintaining a junior college to a newly formed junior college district which includes the territory of such high school district, it shall be competent for the governing board of the high school district to give consideration to prior tuition charges for the use of buildings and equipment which have been received by the district as a result of taxes levied upon property in the territory included in the newly formed junior college district and not in the high school district maintaining the junior college."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND ASSEMBLY BILL NO. 473

Senator Donnelly moved that Assembly Bill No. 473 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 473—An act to amend Section 8761 (as added by Statutes of 1951, Chapter 228), and Section 8762 of; and to repeal Section 8761 (as amended by Statutes of 1947, Chapter 401) of the Education Code, relating to school tuition.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 25, 1957, strike out "Section", and insert "Sections 7109.22,".

Amendment No. 2

In line 4 of the title, strike out "school tuition", and insert "the Public School System".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 7109.22 of the Education Code is amended to read:

7109.22. Notwithstanding any provision of this article to the contrary, allowances for growth for high school districts maintaining only one high school with a total average daily attendance during the preceding fiscal year of less than 281 shall be computed pursuant to this section:

The Superintendent of Public Instruction shall allow, for each period for each district which was in existence for all purposes during the preceding fiscal year an amount equal to the difference between the amount of basic state aid and state equalization aid which [was] *would have been* apportioned on account of average daily attendance *in the regular day classes* in such district during the preceding fiscal year and the amount of basic state aid and state equalization aid which would have been apportioned had the total average daily attendance *in the regular day classes* in such district during such year been equal to the total average daily attendance during the period of the current year, multiplied for the first period by the ratio of days the regular day schools of the district were maintained during said period of the then current fiscal year to 175, and for the second period by the ratio of the difference between 175 and the days the regular day schools of the district were maintained during the first period of the then current fiscal year to 175.

The Superintendent of Public Instruction shall add the average daily attendance for other than adults as defined in Section 9700.1 of classes for adults and summer school during the preceding year to, and deduct the average daily attendance for adults as defined in Section 9700.1 of regular day school and summer school during the preceding year from, the average daily attendance in the regular day school during the period of the current year in determining the total average daily attendance during the period of the current year required in this section.

SEC. 2. Section 8761 (as added by Statutes of 1951, Chapter 228) of said code is amended to read:".

Amendment No. 4

On page 1, line 13, strike out "SEC. 2", and insert "SEC. 3".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

RECESS

At 6.01 p.m., on motion of Senator Burns, the Senate recessed until 8.30 p.m.

REASSEMBLED

At 8.30 p.m., the Senate reconvened.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

CALL OF THE SENATE

Senator Richards moved a call of the Senate.

Motion carried.

Time, 8.30 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

President of the Senate Presiding

At 8.35 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1766—An act to amend Sections 72702, 72702.5, 72703, 72704, 72705, 72705.5, 72751, 72752, 72753, 72754, 72755, 72756, 72640, 72645, 72646, 72647, 72649, 72650, and 72720 of, and to add Sections 72704.5, 72760 and 72721 to, the Government Code, all relating to the officers and attaches of municipal courts in Los Angeles County.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Brown, Burns, Busch, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Hollister, Harold T. Johnson, McBride, John F. McCarthy, Murdy, Regan, Richards, Sutton, and Thompson—22.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2132—An act to amend an act entitled "Los Angeles County Flood Control Act" approved June 12, 1915, as amended, by amending Sections 3.6 and 13 $\frac{1}{2}$ thereof, relating to water conservation and flood control, and declaring the urgency thereof to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 346—An act to add Section 23010.1 to the Government Code, relating to the loan of funds to county fire protection districts for the acquisition of real or personal property and the construction of structures needed for district purposes.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Brown, Burns, Busch, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Hollister, Harold T. Johnson, McBride, John F. McCarthy, Murdy, Regan, Richards, Sutton, and Thompson—22.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 355—An act to amend Section 19210 of the Streets and Highways Code, relating to highway lighting districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Brown, Burns, Busch, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Hollister, Harold T. Johnson, McBride, John F. McCarthy, Murdy, Regan, Richards, Sutton, and Thompson—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 356—An act to add Chapter 18 to Part 4 of Division 14 of the Streets and Highways Code, relating to highway lighting districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Brown, Burns, Busch, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Hollister, Harold T. Johnson, McBride, John F. McCarthy, Murdy, Regan, Richards, Sutton, and Thompson—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 525—An act to amend Sections 14401 and 14549 of the Health and Safety Code, relating to county fire protection districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Brown, Burns, Busch, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Hollister, Harold T. Johnson, McBride, John F. McCarthy, Miller, Regan, Richards, Sutton, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary Jack R. Gilstrap at the Desk

Assembly Bill No. 609—An act adding Article 3 to Chapter 4 of Title 7 of the Government Code, relating to notices of hearing for zoning exceptions, conditional use permits, variances or similar permits under local zoning ordinances.

Bill read third time, and presented by Senator Richards.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Richards moved that the quorum call of the Senate be applied to the final passage of Assembly Bill No. 609.

Motion carried.

Assembly Bill No. 781—An act to amend Section 34278 of the Health and Safety Code, relating to housing authorities.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Brown, Burns, Christensen, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Miller, Murdy, Regan, Sutton, and Thompson—21.

NOES—Senator Cobey—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2698—An act to amend Section 34311 of the Government Code, relating to organization of new cities.

Bill read third time, and presented by Senator Cunningham.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Berry, Brown, Burns, Busch, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Richards, Sutton, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2806—An act to add Section 34090.6 to the Government Code, relating to the destruction of canceled bonds and interest coupons by city officers.

Bill read third time, and presented by Senator Cunningham.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Berry, Brown, Burns, Busch, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Richards, Sutton, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 9.29 p.m., on motion of Senator Richards, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Assembly Bill No. 609 refused passage by the following vote:

AYES—Senators Abshire, Brown, Burns, Christensen, Cobey, Collier, Dolwig, Dorsey, Harold T. Johnson, Kraft, Richards, and Sutton—12.

NOES—Senators Berry, Cunningham, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, McBride, John F. McCarthy, Miller, Murdy, and Thompson—14.

Motion to Reconsider

Senator Richards moved to reconsider the vote whereby Assembly Bill No. 609 was refused passage.

Postponement of Reconsideration

On motion of Senator Richards, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 609 was refused passage, was continued until the next legislative day.

CALL OF THE SENATE

Senator Richards moved a call of the Senate.

Motion carried.

Time, 9.30 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 860—An act to amend Section 36509 of the Government Code, relating to city offices.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Brown, Burns, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Murdy, Richards, Sutton, and Thompson—21.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1158—An act to amend Section 5853 of the Streets and Highways Code, relating to county maintenance districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Brown, Burns, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Murdy, Richards, Sutton, and Thompson—21.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1160—An act to amend Section 4901 of the Health and Safety Code, relating to sewer maintenance districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Brown, Burns, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Murdy, Richards, Sutton, and Thompson—21.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1233—An act to add Section 7556 to the Education Code, relating to canceling remaining authorization to issue and sell school district bonds.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Brown, Burns, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Murdy, Richards, Sutton, and Thompson—21.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1827—An act to amend Section 2797 of the Elections Code, relating to vacancies in the membership of the state convention of a political party.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Brown, Burns, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Murdy, Richards, Sutton, and Thompson—21.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 586—An act to amend Sections 2792.1, 2799, and 2807 of the Elections Code, relating to political conventions.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Christensen, Cobey, Collier, Cunningham, Dilworth, Dorsey, Farr, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Murdy, Richards, Sutton, and Thompson—21.

NOES—Senators Abshire, Donnelly, and Grunsky—3.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3486—An act to amend Section 2894 of the Elections Code, relating to the filling of vacancies arising from the death or disqualification of persons nominated at the direct primary.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Murdy, Richards, Sutton, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 856—An act to amend Section 187 of the Elections Code, relating to the attendance of meetings by city clerks.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Murdy, Richards, Sutton, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 526—An act to amend Section 14540 of the Health and Safety Code and to add Section 14541 to the Health and Safety Code, relating to the withdrawal of territory of a county fire protection district on its inclusion within a city.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Murdy, Richards, Sutton, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 700—An act to amend Sections 20904, 20921, 20922, 20924, 20942, 20943, 20944, 20946, and 20947 of the Education Code, relating to the supervision of the California School for the Blind.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C.

Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Murdy, Richards, Sutton, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 701—An act to amend Section 20800 of the Education Code, relating to expenses of deaf students attending college.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Murdy, Richards, Sutton, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 774—An act to amend Section 14131 of the Education Code, relating to school district merit systems for noncertificated employees.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Berry, Brown, Burns, Busch, Christensen, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Richards, Sutton, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 775—An act to add Section 8406.5 to the Education Code, relating to kindergartens and the counting of attendance therein.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Brown, Byrne, Cobey, Collier, Dorsey, Farr, Harold T. Johnson, McBride, and Richards—9.

NOES—Senators Abshire, Beard, Berry, Breed, Cunningham, Dilworth, Donnelly, Grunsky, Hollister, Ed. C. Johnson, Kraft, Miller, Murdy, Sutton, and Thompson—15.

Motion to Reconsider

Senator Richards moved to reconsider the vote whereby Assembly Bill No. 775 was refused passage.

Postponement of Reconsideration

On motion of Senator Richards, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 775 was refused passage, was continued until the next legislative day.

Assembly Bill No. 3323—An act to add Section 23671 to the Business and Professions Code, relating to importation of beer.

Bill read third time, and presented by Senator Farr.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Cunningham, Dilworth, Donnelly, Dorsey, Farr, Grunsky, Hollister, Ed. C.

Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Miller, Murdy, Richards, Sutton, and Thompson—25.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1608—An act to amend the heading of Chapter 4 (commencing with Section 42700), Part 5, Division 14, Sections 42700, 42726, 42728, 43506, 46500, 46501, 46671 and 46674 of, and to add Section 43005, to add Article 4 (commencing with Section 43900) to Chapter 5 of Part 6 of Division 14, to add Section 46675 to, and to add Chapter 12 (commencing with Section 47800) to Part 9 of Division 14 of, the Water Code, relating to water storage districts.

Bill read third time, and presented by Senator Dorsey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Cobey, Collier, Cunningham, Dilworth, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, Miller, Montgomery, Richards, Teale, Thompson, and Williams—26.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 784—An act to amend Sections 3632 and 3672 of the Corporations Code, relating to amendment of articles of incorporation.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Cobey, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 4092—An act to add Section 10066 and to amend Section 10060 of the Health and Safety Code, relating to records of vital statistics.

Bill read third time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 1, between lines 5 and 6, of the printed bill, as amended in Senate May 10, 1957, insert "inspection by the public in accordance with rules and regulations adopted by the State Department of Public Health for local registrars."

Amendment No. 2

On page 1, line 8, strike out "inspection by the public if the purpose of the"; and strike out lines 9 to 19, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Senator Collier Presiding

At 10.40 p.m., Senator Randolph Collier of the Twenty-second District, presiding.

Assembly Bill No. 2751—An act to add Chapter 7 (commencing at Section 8825) to Part 3, Division 8 of the Health and Safety Code, relating to private cemeteries.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1683—An act to add Section 11166.01 to the Health and Safety Code, relating to prescriptions.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2952—An act to amend the article heading of Article 2 (commencing at Section 18275) of Chapter 4, Part 2, Division 13 of, to repeal Sections 18275 and 18279 of, to add Sections 18275 and 18279 to, and to amend Sections 18276 and 18278 of, the Health and Safety Code, relating to auto and trailer parks.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2953—An act to repeal Sections 18350 and 18356 of, to add Sections 18350 and 18356 to, and to amend Sections 18353 and 18369 of, the Health and Safety Code, relating to auto and trailer parks.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1664—An act to amend Sections 6004, 6005, 6006, 6007, 6081, 6083 and 6084 of the Business and Professions Code, relating to enrollment and discipline of active and inactive members of the State Bar of California.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3152—An act to amend Section 4057 of the Business and Professions Code, relating to the sale of drugs.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3218—An act to amend Section 559 of, and to add Sections 631.5 and 631.6 to, the Agricultural Code, relating to the manufacture and sale of semifrozen milk drinks.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Burns, Byrne, Cobey, Collier, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Montgomery, Murdy, Sutton, Teale, Thompson, and Williams—24.

NOES—Senators Berry, Kraft, and Richards—3.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1064—An act to amend Sections 11452, 11495, 11553, 11572, 11573, 11574 and 11752 of the Revenue and Taxation Code, and to add thereto Sections 11574.5, 11750 and 11753, all relating to the private car tax.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3119—An act to amend Section 23184 of the Revenue and Taxation Code, relating to franchise taxes of financial corporations.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3562—An act to validate certain acts of taxing agencies and revenue districts and of their officers, relating to property taxation.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3563—An act to amend Sections 107, 2189.5, and 2916 of the Revenue and Taxation Code, relating to the time in which personal property may be seized and sold for unpaid taxes.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Harold T. Johnson:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Sections 54 and 55 to the Construction and Employment Act (Chapter 20, Statutes of 1946, First Extraordinary Session), relating to the allocation of funds to local agencies and making an appropriation therefor.

Respectfully submitted.

SENATOR HAROLD T. JOHNSON

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 21, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Finance.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Collier, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Teale, Thompson, and Williams—33.
NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was introduced, and read the first time:

Senate Bill No. 2677: By Senator Harold T. Johnson—An act to add Sections 54 and 55 to the Construction and Employment Act

(Chapter 20, Statutes of 1946, First Extraordinary Session), relating to the allocation of funds to local agencies and making an appropriation therefor.

Referred to Committee on Finance.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 11.10 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

RESOLUTIONS

The following resolution was offered:

By Senator Burns:

Senate Resolution No. 132

Relative to creating the Senate Fact-Finding Committee on
Un-American Activities

WHEREAS, These are yet times of public danger, and subversive persons and groups are endangering our domestic unity so as to leave us unprepared to resist attack from without or within, and under color of the protection afforded by the Bill of Rights these persons and groups seek to destroy our freedom by force, violence, threats, undermining and sabotage, and to subject us to the domination of foreign powers and ideologies; and

WHEREAS, There is danger that the ordeal through which the Country suffered may be in vain; and

WHEREAS, Persons and groups, motivated by hatred of American ideals, our republican form of government and democratic processes, are now seeking to tear down by subversion what we have so valiantly fought to preserve and sustain; and

WHEREAS, California, as one of the laboratories of this great Nation, may profitably study the problem within its boundaries, and enact pertinent legislation therein, if facts are available therefor; and

WHEREAS, State legislation to meet the problem and to assist law enforcement officers can best be based on a thorough and impartial investigation by a competent and active legislative committee; now, therefore, be it

Resolved by the Senate of the State of California, That:

1. The Senate Fact-Finding Committee on Un-American Activities is hereby created and authorized and directed to investigate, ascertain, study and analyze all facts relating directly or indirectly to the subject expressed in the recitals of this resolution; to the activities of groups and organizations which have as their objectives, or as part of their objectives, the overthrow of the State of California or of the United States by force, violence or other unlawful means; to all organizations known or suspected to be dominated or controlled by a power seeking to impose a foreign political theory upon the government and people of the United States; to all persons who belong to or are affiliated with such groups or organization; and to the manner and extent in which such activities affect the safety, welfare and security of this State in national defense, the functioning of any state agency, unemployment relief and other forms of public assistance, educational institutions in this State; including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution; and to report thereon to the Senate.

2. The committee shall consist of five Members of the Senate appointed by the Committee on Rules, thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act after final adjournment of the 1957 Regular Session until the commencement of the 1959 Regular Session, with authority to file its final report not later than the fifteenth day after the end of the constitutional recess. The time for filing the final report shall not be extended.

4. The committee and its members shall have and exercise all the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and the Standing Rules of the Senate as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership, and to employ and fix the compensation of a secretary and such clerical, investigative, expert and technical assistants as it may deem necessary.

(b) To contract and deal with such other agencies, public or private, as it may deem necessary for the rendition and affording of such service, facilities, studies and reports as will best enable the committee to carry out the purposes for which it is created, and to rent and maintain office and storage space and equipment for the conduct of its business and maintenance of its files and records.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) The committee may cooperate with and meet with similar committees of other states and of the Federal Government, or representative thereof, outside of this State, and expenses necessarily incurred in connection therewith by any of the members or staff of the committee, thereunto duly authorized by the chairman, shall constitute a proper charge against the sums allocated to the committee.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(g) To adopt and from time to time amend such rules governing its procedure (including the fixing of its own quorum and the number of votes necessary to take action on any matter) as may to it appear appropriate.

(h) To hold public hearings at any place in California, at which the people are to have an opportunity to present their views to the committee, to hold private hearings and to meet in executive session.

(i) To summon and subpoena witnesses, require the production of papers, books, accounts, reports, documents, and records of every kind and description, to issue subpoenas and to take all necessary means to compel the attendance of witnesses and procure testimony.

6. The committee, each of its members, and any representative of the committee thereunto authorized by the committee or its chairman, is authorized and empowered to administer oaths.

7. Every department, commission, board, agency, officer and employee of the State Government, including the Legislative Counsel, the Attorney General and their subordinates, and of any political subdivision, county, city or public district of or in this State shall furnish the committee and any subcommittees, upon request, any and all of such assistance, and information, records and documents as the committee or subcommittee deems proper for the accomplishment of the purposes for which the committee is created.

8. The sum of ----- dollars (\$-----) or as much thereof as may be necessary, is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from said contingent fund, and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

ADJOURNMENT

At 11.11 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, May 22, 1957.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-THIRD LEGISLATIVE DAY

NINETY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, May 22, 1957

The Senate met at 3 p.m.

Hon. Harold J. Powers, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O Lord God, make us this day obedient to Thy will—to do that which is just and honorable. Grant us, as we labor, the vision to see that only justice can endure and that only in being just to others can we make our lives acceptable to Thee. We pray Thee, O Almighty God, to instill into our hearts a sincere desire to support all those efforts by which we seriously and honestly seek to make this State of ours a secure home for all our fellow citizens. May we by our deeds and actions overcome those forces that menace our people's security and may we toil daily to develop standards throughout our State that befit human dignity, morality and freedom. Teach us, Lord, to adjust ourselves to the pressing needs of our State and fellow man with a maximum of effectiveness and happiness. May the many complexities of life never lead us to confusion and loss of faith in Thee. Grant us the ability to maintain at all times and every circumstance of our work an even temper, an alert intelligence, a considerate behavior and a pleasant disposition in all the details that face us throughout the day. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Charles T. Samuels of Whittier.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sisters Roberta Julie, Mary of the Nativity, Frances, Mary Emmanuel, Ignatius of Mary, Dolores Julie, and the following students from Notre Dame High School, San Francisco: Diane Adams, Adrienne Allen, Martha Alegria, Jean Anderson, Lorraine Arnal, Rosemarie Balestreri, Connie Banda, Rose Belleci, Evelyn Beltran, Carole Berthold, Patricia Bettencourt, Madelene Bilafer, Shirley Boden, Ernestine Bonequi, Mary Borgen, Carolyn Brightenstine, Barbara Calande, June Camacho, LaVerne Carroll, Barbara Carroll, Patricia Cassidy, Patricia Castillo, Diane Chase, Virginia Campi, Charlene Coffman, Claire Conroy, Dolores Castro, Vilma dela Rocha, Janet Del Monte, Janet Dietlin, Jackie Doherty, Barbara Doonan, Carolyn Dowling, Yolanda Duran, Rose Del Monte, Yvonne Echo, Barbara Endress, Alicia Esparza, Noreen Eilert, Diane Feeley, Dolores Freitas, Mary Fromm, Elaine Gourdine, Betty Hansen, Sally Harper, Mireya Herrera, Nevenka Hrobat, Joan Hopkins, Elsie Klauber, Darlene Lowellyn, Lyda Loughran, Frances Lucia, Cherie Love, Jeanette Lucas, Kathleen Lynch, Marian Martorama, Therese Martinez, Frances Manley, Karen Meyers, Nancy Neylon, Donna Notter, Barbara Nowell, Judy Patch, Joanne Picetti, Carlotta Ramirez, Virginia Ramirez, S. Rebeira, Marina Re, Teresa Rollo, Nola Rolland, Lois Roesch, Maureen Riley, Olly Saiz, Veronica Skillin, Christine Stanich, Joyce Schelstraete, Barbara Schurr, Nadeline Shuster, Joyce Storm, F. Santerri, Maria Souza, Hannah Sullivan, Shirley Sorenson, Edna Sweeney, Rosemarie Tamez, Rebecca Uribe, Carolyn Vickers, Lily Vigil, Patricia Wooley, Sharon Young, and Barbara Youngblood.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from John C. Fremont School, Antioch: *students*—Charles Botelha, Tim Bruce, Keith Edwards, Jeffery Fenalio, Louis Galonza, Danny Giovanni, Steven Hilton, Jimmy Hornsby, Clark Jefferies, Forest Mackey, John Morris, Steven Ornellas, Ronald Pritchard, Verne Roberts, Manny Roma, George Sewart, Morris Walgreene, Perry Williams, Becky Burcio, Beverly Crawford, Patsy Ferguson, Casandra Galonza, Pamela Horton, Karen Stephens, Travis Bonham, Steven Brown, Norman Giannotti, Anthony Gomes, Raymond Luna, Otis Menasco, Phillip Moss, Freddie Mullen, Mark Norton, Bruce Palmer, Randy Rightmire, Billy Ward, David Webster, Michael Wiltse, Bonnie Benker, Shauna Cornelius, Shirley Evatt, Marianne Franchetto, Marilyn Garcia, Pat Hamilton, Linda Hornsby, Claudia Jackson, Donna Maggi, Ellen Pendleton, Charlotte Ray, and Joyce Cook; *adults*—Dorenda Soite, Catherine Dyarman, Mrs. Bruce, Mrs. Fenalio, Mrs. Hornsby, Mrs. Burcio, Mrs. Roberts, Mrs. Lucena Norton, Mrs. Nell Banks, Mrs. Raymond Wiltse, Mrs. Russell Cornelius, Mrs. Earl Jackson, and Mrs. Anthony Garcia.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Allard and the following students from Wakefield School, Turlock, Stanislaus County: Mary Anderson, Rita Arrollo, Leroy Blevins, Sharon Bonander, Joyce Britton, Danny Brunner, Gary Donaldson, Richard Erickson, Pat Frazier, Jimmie Griffin, James Hart, Anna Hazlewood,

Pat Henson, Kay Hollis, Duane Johnson, Dick Kirby, Joy Larson, Sharon Lindvall, Ronald Mendoza, Tom Mooney, Mariano Munoz, Diane Myers, Angelina Orozco, Douglas Penrod, Leonard Phillips, Johnny Reed, Eloisa Saucedo, Jack Sisk, Jane Stanley, Doris Taylor, James Turner, Wesley Urton, and Linda Walls.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students and adults from St. Aloysius School, Tulare: *students*—Michael Belli, Joe R. Bertao, Frank Correia, Gary L. Burner, Pete Bionda, Michael Gibson, David Lawrence, David Lucio, Donald Lohaas, Burke McMurdo, Gene Pires, Gerry Kohl, Robert Valdes, Ronald Faria, Dorothy Goeman, Martha Dorei, Susan Atteberry, Nadine Machado, Betty Souza, Sharon Ennis, Susan Kandarín, Angie Leal, Sharon Ferreira, Betty Menezes, and Pricilla Cortez; *adults*—Rev. Fr. Henry Hall, Mrs. Floyd Gibson, Mrs. Pete Bionda, Mrs. Ed. Burner, and Mrs. Manuel Lawrence.

On request of Senator John F. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teachers Sister Mary Benigna and Sister Miriam Charles, and the following students from St. Anselm's School, San Anselmo: Robert Allerton, James Berhin, Michele Marelescu, Robert McMullen, Patrick Meherin, Mervyn Mihan, Joseph Naklicki, Robert Neilan, Richard Ongaro, Robert Egisti, Michael Quinn, Gary Ragghianti, James Soden, Stephen Hamon, Antone Sousa, Timothy Korn, Thomas Walsh, Suzanne Barry, Michele Bergeron, Kathleen Bodeen, Mary Caldwell, Jeanette DeLuea, Patricia Dore, Carol Finn, Rosemary Fitzpatrick, Anita Fox, Mary Goldman, Donna Lynch, Beth Mellin, Maureen Monahan, Robert Labagh, Douglas Maquire, Thomas Clark, Gerald Crowe, Richard Crevani, Thomas Cuffe, Neil Cunningham, Michael Egan, Arthur Penhallow, Ronald Quilici, Michael Garvey, Anthony Giusti, James Garrett, Frank Solomon, Robert Johnson, Albert Turrietta, Mary Margaret Monks, Barbara Morrell, Joan McNaboe, Carolyn McNamara, Paula McNamee, Sharon Paulist, Patricia Reilly, Maureen Riley, Nancy Shaw, Ann Shea, Maureen Sheridan, and Irene Naklicki.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Victor H. Kendrick of Los Angeles.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Miller and the following students from Pollock Pines Elementary School, Pollock Pines, El Dorado County: Roger Allen Barr, William Blair, John Bonawitz, Diana Boson, Darwon Brown, Buddy Burns, Sherry Cable, Richard Chapdelaine, Harlan Choat, Jack Clarke, Margaret Cloherty, Alan Curtis, Janet Dunn, Lee Foerster, Jacquelyn Frailey, Charlotte Hanaway, Alice Humphrey Ann Irvine, Dorothy McNamara, Carne Nelson, Cathrine Perreira, Miriam Renshaw, Carolyn Sanders, Marilyn Sanders, Robert Saxby, Nadine Schindell, Roy Simmons, Philip Tuma, Berniece Weightman, Jerry Wheeler, Marian Blair, Pat Burns, Mr. Clary, Mrs. Clary, Henrietta Curtis, Judy Dunn, Elizabeth Humphrey, Eunice Irvine, and Lee Saxby.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ann M. Thams and the following students from Walter White Junior High School, Ceres: James Abernathy, Larry Bettencourt, James Carlin, Lowell Chong, Phillip Crisp, Philip Garcia, Donald Haas, Paul Hansen, Wayne Logsdon, John Newton, James Robinson, John Silveria, Douglas Winfrey, Doreen Beisel, Ethel Burton, Joan Evey, Lavette Graham, Patricia Imfeld, Jerilyn Moore, Ann Murata, Sally Sawyer, Barbara Spikes, Jacqueline Taylor, Gloria Tillinghast, Dixie Wertz, Gary Gillis, William Gray, John Ivey, Joe Millsap, Henry Moss, Thomas Postelle, Roger Shannon, Larry Shipley, Jack Steagall, Gary Taylor, George Tillinghast, Eddie Yowell, Barbara Benn, Darlene Davidson, Pat Davis, Darlene Hackett, Deannie Hodge, Lois Johnson, Linda Langley, Mildred Looney, Eileen Meadows, Kathy Motel, Norma Overby, Anita Sanchez, Mildred Smith, Janet Sneed, and June Sneed.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Wade P. Brummal, B. G. Fields, Mrs. Elsie Hartsaw, Mrs. C. L. Kemp, and the following students from Luther Burbank School District, San Jose: Fred Bangert, Garry Brown, John Contreras, Michael Formento, Ronald Garcia, Eugene Harris, David Helms, Robert Hogue, Dennis Jacobs, John Kemp, Kurt Larsen, Jesse Lopez, Robert Martia, Robert McCrory, Ted Selliti, Danny Tanner, Kirby Hatfield, Manual Rossell, Linda Attebury, Barbara Brennan, Joan Bridges, Jean Bumgardner, Leona Butler, Maria Carrillo, Grace Chacon, Rebecca Crowl, Margaret de Alvarado, Michele Frost, Joanna Lemek, Kathleen Mamina, Deanna Myrick, Sonya Neves, Patricia Pelayo, Rosanne Politi, Michalene Prows, Judy Schwandt, Gloria Vargas, Sallie Harris, and Connie Nandino.

On request of Senators Breed and Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. John Sprague of Oakland.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Aryan Roest of San Luis Obispo, Mr. Ian McMillan of Shandon, and Mr. Russell Noyes of Morro Bay.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. J. E. Telesco and Mrs. Max Gilliss of Sacramento.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, PRINTING DIVISION
SACRAMENTO, May 20, 1957

Mr. J. A. Beck, Secretary of the Senate

Senate Chamber, State Capitol, Sacramento, California

DEAR MR. BECK: I am this day forwarding to the State Treasurer Check No. 001816, in the sum of \$10,000, to be placed to the credit of the Legislative Printing Fund representing proceeds from the sale of legislative publications and service by the Legislative Bill Room for the month of April, 1957.

Very truly yours,

PAUL E. GALLAGHER, State Printer

UNIVERSITY OF CALIFORNIA
OFFICE OF AGRICULTURAL PUBLICATIONS
BERKELEY, CALIFORNIA, May 20, 1957

Mr. J. A. Beek, Secretary—Senate
State Capitol, Sacramento, California

DEAR MR. BEEK: Vice President Corley and Vice President Wellman have suggested that you will be interested in having the enclosed informational release that bears on the subject of water resources.

If you have any questions or desire additional copies of the release, please call on us.

Sincerely,

WILLIAM F. CALKINS

DAVIS—Ways to make new water from old are under study by University of California researchers, prompted by a growing scarcity of new fresh-water supplies in California.

Engineers and irrigation specialists at the University's Berkeley and Davis campuses, investigating the reclamation of sewage effluents, aim to develop urban waste waters for use on croplands.

As purification techniques are improved, reclaimed water may also find use by industries, and might even be suitable for return to domestic water supplies in some areas, the specialists say.

"Advantages of using reclaimed sewage effluents vary with the degree of treatment of the raw sewage, its quantity and mineral quality, the crops grown, their water requirements, and the soil conditions," said a recent report by H. A. Schreiber, formerly of the Davis irrigation staff.

"Thus far, the commonest uses for this type of water are in irrigated pasture, alfalfa, cotton, and other field crops. However, citrus and avocados are reported to be doing successfully within their climatic and soil zones, provided salinity in the effluent is not a problem."

Schreiber pointed out that effluents from large cities are usually contaminated by heavy amounts of inorganic salts from industrial users. These might be eliminated, he said, by construction of dual sewage systems or proper zoning measures.

Use of reclaimed water containing organic matter might be of special value to improve coarse-textured or nutrient-deficient soils. Analysis of typical effluents from 15 California cities showed that both nitrogen and phosphate content averaged 60 to 100 pounds per acre-foot of water, and potassium content averaged 20 to 40 pounds. A further advantage might occur when municipal disposal problems could be alleviated by agricultural use of reclaimed water.

Projects in water reuse under way on the Berkeley campus include those concerned with producing an algal-bacterial animal feed supplement in the process of reclaiming water, with study of the engineering feasibility and public health safety of reclaiming waste waters by injecting them directly into underground water-bearing strata, with field trials of another ground-water recharge technique using sewage effluent spread on surface plots, and with various experiments to determine the amount of travel through soils by bacteria and other forms of pollution.

At Davis, studies have been initiated to determine how various types of soils and crops are affected by irrigation with reclaimed sewage water.

Water reuse investigations are part of the university's state-wide, long-range program of research in water resources and water use. All of these studies are aided and coordinated by the new state-wide Committee on Research in Water Resources, headed by University Vice President Harry R. Wellman.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to:

Assembly Bill No. 500—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately;

And appointed Messrs. Caldecott, Bruce F. Allen, and Rees as a Committee on Conference to meet a like committee from the Senate.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators McBride, Williams, and Miller as a Senate Committee on Conference concerning Assembly Bill No. 500 to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
HUGH M. BURNS, Chairman

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to:

Assembly Bill No. 1104—An act to provide for the creation of the Los Angeles Metropolitan Transit Authority and prescribe the powers and duty thereof; authorizing the authority to acquire, construct and operate mass rapid transit systems; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein; and to repeal the "Los Angeles Metropolitan Transit Authority Act," Chapter 1668 of the Statutes of 1951;

And appointed Messrs. Wilson, Shell, and Beaver as a Committee on Conference to meet a like committee from the Senate.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators Richards, Cobey, and Harold T. Johnson as a Senate Committee on Conference concerning Assembly Bill No. 1104 to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
HUGH M. BURNS, Chairman

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to:

Assembly Bill No. 1880—An act to amend Section 69991 of the Government Code, relating to official reporters;

And appointed Messrs. Winton, Brown, and Busterud as a Committee on Conference to meet a like committee from the Senate.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators Donnelly, Coombs, and Christensen as a Senate Committee on Conference concerning Assembly Bill No. 1880 to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
HUGH M. BURNS, Chairman

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators Murdy, Dolwig, and Beard as a Senate Committee on Conference concerning Assembly Bill No. 1447 to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
HUGH M. BURNS, Chairman

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators Teale, Donnelly, and Dilworth as a Senate Committee on Conference concerning Assembly Constitutional Amendment No. 16 to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
HUGH M. BURNS, Chairman

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 22, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1861
Assembly Bill No. 2900
Assembly Bill No. 3327

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, May 21, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 748
Assembly Bill No. 1746

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, May 22, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1716

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, May 22, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 525

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, May 22, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Joint Resolution No. 33

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, May 21, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 649

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 649—An act to amend Section 25907 of the Government Code, relating to the leasing or granting concessions or licenses at county owned or operated public parks and recreation grounds.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 22, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 25
Assembly Bill No. 34
Assembly Bill No. 257
Assembly Bill No. 338
Assembly Bill No. 671
Assembly Bill No. 1196
Assembly Bill No. 1197
Assembly Bill No. 1357

Assembly Bill No. 1817
Assembly Bill No. 1845
Assembly Bill No. 1869
Assembly Bill No. 2185
Assembly Bill No. 2695
Assembly Bill No. 3367
Assembly Bill No. 4125

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 25—An act to add Section 152 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 34—An act to add Sections 4462, 4463, 4464, 4465, 4466, 4467, 4468, and 4469 to the Health and Safety Code, relating to fishing in water supplies and recreational uses in surrounding area.

Referred to Committee on Fish and Game.

Assembly Bill No. 257—An act to amend Sections 10202.81 and 10270.51 of the Insurance Code, relating to public employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 338—An act to amend Section 4701 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Assembly Bill No. 671—An act to amend Section 69599 of the Government Code, relating to judges of the superior court in and for the County of San Mateo.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1196—An act to amend Section 1711.5 of the Welfare and Institutions Code, relating to employment of case hearings representatives by the Youth Authority.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1197—An act to amend Sections 3325 and 5076.1 of the Penal Code, relating to employment of case hearing representatives by the Adult Authority and the Board of Trustees, California Institution for Women.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1357—An act to amend Sections 7305, 7306, 7351, 7352, 7401, 7402, 7403, 7407, 7451, 7656, 7727, 8102 and 8307 of the Revenue and Taxation Code, to repeal Section 7405 of said code, and to add Sections 7506.5 and 8255 to said code, all relating to the motor vehicle fuel license tax.

Referred to Committee on Transportation.

Assembly Bill No. 1817—An act to amend Sections 23320, 23959, 24045, 24047, 24071, and 24072 of, and to add Section 23366.1 to, the Business and Professions Code, relating to alcoholic beverages, to take effect immediately, tax levy.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1845—An act to amend Section 35313 of the Government Code, relating to cities.

Referred to Committee on Local Government.

Assembly Bill No. 1869—An act to amend Section 69586 of the Government Code, relating to judges of the superior court.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2185—An act to amend Section 10540 of the Insurance Code and to add Section 12252.5 to the Revenue and Taxation Code, relating to payment of premiums to life insurers.

Referred to Committee on Financial Institutions.

Assembly Bill No. 2695—An act to add Sections 2611.1, 2611.2, 2611.3 and 2611.4 to the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 3367—An act to create the Mono County Public Utilities District and prescribing the district's powers and duties.

Referred to Committee on Local Government.

Assembly Bill No. 4125—An act to amend Section 69580 of the Government Code, relating to superior court judges in Alameda County.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 22, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 111	Assembly Concurrent Resolution No. 167
Assembly Concurrent Resolution No. 154	Assembly Concurrent Resolution No. 170
Assembly Concurrent Resolution No. 166	Assembly Concurrent Resolution No. 173

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 111—Relative to requesting the Regents of the University of California to study the feasibility of establishing a campus of the university in the Santa Clara Valley.

Referred to Committee on Education.

Assembly Concurrent Resolution No. 154—Relative to adding Rule No. 10.3 to the Joint Rules of the Senate and Assembly respecting the form of bills.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 166—Commending Miss Vivian Willits.

Resolution ordered placed on file.

Assembly Concurrent Resolution No. 167—Relative to the retirement of Dr. J. Paul Leonard.

Resolution ordered placed on file.

Assembly Concurrent Resolution No. 170—Relative to the passing of Hugh H. Smith.

Resolution ordered placed on file.

Assembly Concurrent Resolution No. 173—Relative to merit awards to state employees.

Referred to Committee on Governmental Efficiency.

REQUEST TO BE EXCUSED

Senator Thompson requested that he be excused to attend a committee meeting of the Assembly.

Request granted.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 731	Senate Bill No. 2130
Senate Bill No. 1053	Senate Bill No. 2229
Senate Bill No. 1940	Senate Bill No. 2666
Senate Bill No. 1967	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1805

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 24	Senate Bill No. 1637
Senate Bill No. 492	Senate Bill No. 2091
Senate Bill No. 527	Senate Bill No. 2537
Senate Bill No. 648	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1464	Senate Concurrent Resolution No. 48
Senate Bill No. 2107	Senate Concurrent Resolution No. 90

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 1704	Senate Bill No. 2288
Senate Bill No. 2138	Senate Bill No. 2494

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Elections

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Elections, to which were referred:

Senate Bill No. 861	Assembly Bill No. 377
Senate Bill No. 1932	Assembly Bill No. 410
Senate Bill No. 425	Assembly Bill No. 1227
Assembly Bill No. 286	Assembly Bill No. 2378
Assembly Bill No. 296	Assembly Bill No. 2360
Assembly Bill No. 298	Assembly Bill No. 3162

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 2119

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BUSCH, Vice Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 38	Senate Bill No. 947
Senate Bill No. 58	Senate Bill No. 1013
Senate Bill No. 90	Senate Bill No. 1339
Senate Bill No. 371	Senate Bill No. 1340
Senate Bill No. 372	Senate Bill No. 1363
Senate Bill No. 376	Assembly Bill No. 290
Senate Bill No. 377	Assembly Bill No. 307
Senate Bill No. 506	Assembly Bill No. 985
Senate Bill No. 516	Assembly Bill No. 1210
Senate Bill No. 534	Assembly Bill No. 1327
Senate Bill No. 546	Assembly Bill No. 3667

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 57	Assembly Bill No. 960
Senate Bill No. 64	Assembly Bill No. 993
Senate Bill No. 472	Assembly Bill No. 1191
Senate Bill No. 597	Assembly Bill No. 1296
Senate Bill No. 1019	Assembly Bill No. 1297
Senate Bill No. 1022	Assembly Bill No. 1323
Senate Bill No. 1343	Assembly Bill No. 1725
Senate Bill No. 1344	Assembly Bill No. 1763
Senate Bill No. 1345	Assembly Bill No. 1859
Senate Bill No. 1346	Assembly Bill No. 2273
Senate Bill No. 1347	Assembly Bill No. 2301
Senate Bill No. 1348	Assembly Bill No. 2326
Senate Bill No. 1607	Assembly Bill No. 2677
Senate Bill No. 1751	Assembly Bill No. 2681
Senate Bill No. 1901	Assembly Bill No. 2889
Senate Bill No. 1964	Assembly Bill No. 3015
Senate Bill No. 2092	

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Elections

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Elections, to which were referred:

Senate Bill No. 458

Assembly Bill No. 376

Assembly Bill No. 757

Assembly Constitutional Amendment No. 64

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DILWORTH, Chairman

Above reported bills and resolution ordered to second reading.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 2348

Assembly Bill No. 3018

Senate Bill No. 2393

Assembly Bill No. 3166

Senate Bill No. 2605

Assembly Bill No. 3426

Senate Bill No. 2675

Assembly Bill No. 3710

Assembly Bill No. 3016

Assembly Bill No. 3915

Assembly Bill No. 3017

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, SACRAMENTO, May 21, 1957

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1255

Senate Bill No. 2676

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 1318

Assembly Bill No. 2998

Assembly Bill No. 3974

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ED. C. JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Concurrent Resolution No. 126

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

ED. C. JOHNSON, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Concurrent Resolution No. 118

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

ED. C. JOHNSON, Chairman

Above reported resolution ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Constitutional Amendment No. 29

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Vice Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1912

Assembly Bill No. 1815

Assembly Bill No. 1816

Assembly Bill No. 1842

Assembly Bill No. 1953

Assembly Bill No. 1954

Assembly Bill No. 1955

Assembly Bill No. 1956

Assembly Bill No. 1960

Assembly Bill No. 1961

Assembly Bill No. 1966

Assembly Bill No. 1968

Assembly Bill No. 3317

Assembly Bill No. 3318

Assembly Bill No. 3530

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Vice Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 785

Senate Bill No. 2127

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ED. C. JOHNSON, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 2273

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 1949

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and subject matter to be referred to Rules Committee for reference to proper interim committee for study.

DESMOND, Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Rules, to which was referred messages from the Governor, appointing

Mrs. RUTH LYON, to the Social Welfare Board, vice self, term expired, (formerly Mrs. Ruth Chance), for the term prescribed by law, ending January 15, 1961;

MRS. SUE FRANKLEY, to the Social Welfare Board, vice George D. Lyon, resigned, for the term prescribed by law, ending January 15, 1958;

MR. LOUIS SLATER, to the Social Welfare Board, vice John C. Cuneo, term expired, for the term prescribed by law, ending January 15, 1961;

Has had the same under consideration, and respectfully reports the same back with the recommendation that the appointments of the Governor be confirmed.

BURNS, Chairman

CONSIDERATION OF APPOINTMENT BY THE GOVERNOR

Motion to Confirm Appointment by the Governor

Senator Burns moved that the Senate confirm and consent to the appointment of Mrs. Ruth Lyon, Mrs. Sue Frankley, and Mr. Louis Slater as members of the Social Welfare Board.

The President put the question, "Will the Senate confirm and consent to the appointment of Mrs. Ruth Lyon, Mrs. Sue Frankley, and Mr. Louis Slater?"

The roll was called, with the following result:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grusky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—30.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Mrs. Ruth Lyon, Mrs. Sue Frankley, and Mr. Louis Slater as members of the Social Welfare Board.

CONSIDERATION OF DAILY FILE

MOTIONS TO RECONSIDER

Assembly Bill No. 1214—An act to add Section 1090.1 to the Government Code, relating to public officers.

Motion to Reconsider Waived

Senator Murdy waived his motion to reconsider the vote whereby Assembly Bill No. 1214 was passed.

Assembly Bill No. 1214 ordered transmitted to the Assembly.

Assembly Bill No. 775—An act to add Section 8406.5 to the Education Code, relating to kindergartens and the counting of attendance therein.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Assembly Bill No. 775 was refused passage, continued to the next legislative day.

Assembly Bill No. 609—An act adding Article 3 to Chapter 4 of Title 7 of the Government Code, relating to notices of hearing for zoning exceptions, conditional use permits, variances or similar permits under local zoning ordinances.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Assembly Bill No. 609 was refused passage, continued to the next legislative day.

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 984—An act to add Section 6305 to the Government Code, relating to harbors and commerce.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 984?

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in Senate April 3, 1957, after "agencies", insert "as they".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 984 by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—32.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 1452—An act to amend Section 24050 of the Business and Professions Code, relating to alcoholic beverage licenses.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 1452?

Amendment No. 1

On page 1, line 8, of the printed bill, after "the department shall issue the license", insert "subject to the conditions hereinafter imposed"; and on page 1, line 15, after "issue the license", insert "subject to the conditions hereinafter imposed".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 1452 by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—32.

NOES—None.

Above bill ordered enrolled.

Assembly Bill No. 785—An act to amend Section 20254 of the Education Code, relating to schools and colleges under the jurisdiction of the Department of Education, and making an appropriation.

Motion to Rescind

Senator Robert I. McCarthy moved that the action be rescinded whereby the Senate passed Assembly Bill No. 785 on May 17, 1957.

The roll was called and the vote whereby Assembly Bill No. 785 was passed on May 17, 1957, was rescinded by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—31.

NOES—None.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 785

Assembly Bill No. 785—An act to amend Section 20254 of the Education Code, relating to schools and colleges under the jurisdiction of the Department of Education, and making an appropriation.

Bill read third time, and presented by Senator Robert I. McCarthy.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Assembly Bill No. 785.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 11, 1957

*To the Honorable Members of the Senate
Sacramento, California*

GENTLEMEN:

Assembly Bill No. 785, "An act to amend Section 20254 of the Education Code, relating to schools and colleges under the jurisdiction of the Department of Education, and making an appropriation,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

This bill was introduced at the request of the State Department of Education to make a corrective amendment in Section 20254 of the Education Code relating to agreements by the State Director of Education for the performance of services for federal agencies by schools or colleges under his jurisdiction. It further appears that among the existing provisions retained in this section, there is an appropriation but that no additional funds are made available for expenditure by this bill. In these circumstances, prompt consideration of this bill is desirable and no purpose would be served by withholding action upon it until after final passage of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 785 as an emergency measure.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

SECOND READING OF SENATE BILLS

Senate Bill No. 806—An act to add Section 1189.2 to the Code of Civil Procedure, relating to notice requisite to filing and enforcing a mechanic's lien.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in Senate May 14, 1957, after the comma, insert "within 15 days after commencing to bestow such skill or services or to furnish such materials, appliances, teams, or power for such work of improvement,".

Amendment No. 2

On page 2, strike out lines 12 to 52, inclusive; and, on page 3, strike out lines 1 and 2.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2304—An act to add Section 4209 to the Government Code, relating to the filing of claims and notices.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 14, 1957, strike out lines 11 to 13, inclusive, and insert "within thirty (30) days from the commencement of the delivery of materials or the performance of services that said materials have been delivered or are being delivered or that said services have been rendered or are being rendered."

Amendment No. 2

On page 1, strike out lines 21 to 24, inclusive, and insert "within thirty (30) days from the commencement of the delivery of materials or the performance of services that said materials have been delivered or are being delivered or that said services have been rendered or are being rendered."

Amendment No. 3

On page 1, strike out lines 25 to 27, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2417—An act to amend Section 640a of the Penal Code, relating to misuse of vending and slot machines.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and add Section 640b".

Amendment No. 2

Strike out all of line 2 of the title, and insert "fraudulent use of coin-box telephones".

Amendment No. 3

In line 3, strike out both commas; after "who", insert "shall"; and after "knowingly," insert "and".

Amendment No. 4

Strike out all of lines 4 to 7; and in line 8, strike out "enjoyment of property or service, shall"; and after "operate," insert "or".

Amendment No. 5

In line 9, after "operated," insert "or who shall".

Amendment No. 6

In line 10, after "any", insert "automatic vending machine, slot"; and strike out "such".

Amendment No. 7

In line 11, strike out ", coin-box telephone"; after "or", insert "other"; and after "receptacle", insert "designed to receive lawful coin of the United States of America in connection with the sale, use or enjoyment of property or service".

Amendment No. 8

In line 16, after "by", insert "the"; and strike out "such".

Amendment No. 9

In line 17, after "licensee", strike out the comma, and insert "of such machine or receptacle".

Amendment No. 10

In line 18, after "or", strike out "any person"; and after "who", strike out remainder of line 18; all of lines 19 to 22; and in line 23, strike out "ment of property or service,".

Amendment No. 11

In line 24, strike out "such", and insert "automatic vending machine,".

Amendment No. 12

In line 25, before "machine", insert "slot"; strike out ", coin-box telephone"; after "or", insert "other"; and after "receptacle", insert "designed to receive lawful coin of the United States of America in connection with the sale, use or enjoyment of property or service".

Amendment No. 13

On page 2, lines 1 and 2, strike out "telephone or telegraph facilities or service, or of any".

Amendment No. 14

On page 2, line 4, strike out ", coin-box telephone,".

Amendment No. 15

On page 2, line 6, after "by", insert "the"; strike out "such"; and after "licensee", insert "of such machine or receptacle,".

Amendment No. 16

On page 2, lines 11 and 12, strike out ", coin-box telephone".

Amendment No. 17

On page 2, line 19, strike out ", coin-box telephone".

Amendment No. 18

On page 2, after line 21, insert

"SECTION 2. Section 640b is hereby added to the Penal Code, to read:

640b. 1. Any person who knowingly, wilfully and with intent to defraud the owner, lessee or licensee of any coin-box telephone, shall operate or cause to be operated, attempt to operate, or attempt to cause to be operated, any coin-box telephone by means of any slug or any false, counterfeited, mutilated, sweated or foreign coin, or by any means, method, trick or device whatsoever not lawfully authorized by such owner, lessee or licensee, or any person who, knowingly, wilfully and with intent to defraud the owner, lessee or licensee of any coin-box telephone, shall take, obtain or receive from or in connection with any such coin-box telephone, the use or enjoyment of any telephone or telegraph facilities or service, without depositing in or surrendering to such coin-box telephone lawful coin of the United States of America to the amount required therefor by such owner, lessee or licensee, shall be guilty of a misdemeanor.

2. Any person who, with the intent to cheat or defraud the owner, lessee or licensee or other person entitled to the contents of any coin-box telephone, or who, knowing or having cause to believe that the same is intended for unlawful use, shall manufacture for sale, or sell or give away any slug, device or substance whatsoever intended or calculated to be placed or deposited in any such coin-box telephone, shall be guilty of a misdemeanor."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2527—An act to amend Section 1463 of the Penal Code, relating to disposition of fines and forfeitures.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary.

Amendment No. 1

On page 4 of the printed bill, at the end of line 15, strike out "-----" and insert "21".

Amendment No. 2

On page 5, strike out lines 9 to 22, inclusive, and insert

"Atherton	20	Fort Jones	46
Belmont	20	Montague	75
Burlingame	20	Mount Shasta	37
Colma	20	Tulelake	33
Daly City	20	Yreka	30
Hillsborough	20	County percentage	29
Menlo Park	20	Solano	
Millbrae	20	Benicia	17
Redwood City	20	Dixon	28
San Bruno	20	Fairfield	31
San Carlos	20	Rio Vista	19
San Mateo	20	Suisun	7
South San Francisco	20	Vacaville	15
Woodside	20	Vallejo	18".
County percentage	20		

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2529—An act to add Section 1256.2 to the Code of Civil Procedure, relating to condemnation proceedings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 and 4, and insert "1256.2. In any condemnation proceeding, either party shall".

Amendment No. 2

On page 1, strike out lines 6 and 7, and insert "fees paid or to be paid to such witness by the other party."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 139—An act to add Sections 1196.5, 1196.6 and 1196.7 to the Code of Civil Procedure, relating to the discharge of mechanics' liens.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out ", 1196.6 and 1196.7", and insert "and 1196.6".

Amendment No. 2

On page 1, line 12, strike out "may", and insert "shall".

Amendment No. 3

On page 1, strike out lines 20 to 24, inclusive; and on page 2, strike out lines 1 to 13, inclusive.

Amendment No. 4

On page 2, line 14, strike out "3. Section 1196.7", and insert "2. Section 1196.6".

Amendment No. 5

On page 2, line 15, strike out "1196.7", and insert "1196.6".

Amendment No. 6

On page 2, line 16, strike out "or Section 1196.6".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1802—An act to add Article 2.1 (commencing at Section 11397) to Chapter 4, Division 10 of, and to add Section 11722 to the Health and Safety Code, relating to the treatment and punishment of narcotic addicts, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 49, of the printed bill, as amended in Senate May 7, 1957, after "drug", insert "addiction".

Amendment No. 2

On page 3, line 38, strike out "Upon the"; and strike out lines 39 to 42, inclusive.

Amendment No. 3

On page 4, line 24, strike out "In the event that the superintendent"; and strike out lines 25 to 29, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1298—An act to amend Section 647a of the Penal Code, relating to molestation of children and loitering.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 13, of the printed bill, after the second "or", insert "normally".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2531—An act to add Section 1250a to the Code of Civil Procedure, relating to eminent domain.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 and 4; and, in line 5, strike out "the", and insert "1250a. In any case in which a public or private entity possessing the power of eminent domain attempts to purchase real property in lieu of condemning it, the".

Amendment No. 2

On page 1, line 6, after "litigation", insert "in any condemnation proceeding".

Amendment No. 3

On page 1, lines 8 and 9, strike out "such as land, improvements or other", and insert "of".

Amendment No. 4

On page 1, line 11, strike out "State or its agency", and insert "offeror".

Amendment No. 5

On page 1, strike out lines 12 to 14, inclusive, and insert "property."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2533—An act to add Section 1243.5 to the Code of Civil Procedure, relating to deposit of security by the State before taking immediate possession of property sought to be condemned.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 1243.5 to", and insert "amend Section 1254 of, and to add Section 1254.5 to".

Amendment No. 2

Strike out lines 2 and 3 of the title, and insert "relating to the deposit and investment of money paid into court."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 1254 of the Code of Civil Procedure is amended to read: 1254. At any time after trial and judgment entered or pending an appeal from the judgment to the Supreme Court, whenever the plaintiff shall have paid into court, for the defendant, the full amount of the judgment, and such further sum as may be required by the court as a fund to pay any further damages and costs that may be recovered in said proceeding, as well as all damages that may be sustained by the defendant, if, for any cause, the property shall not be finally taken for public use, the superior court in which the proceeding was tried may, upon notice of not less than 10 days, authorize the plaintiff, if already in possession, to continue therein, and if not, then to take possession of and use the property during the pendency of and until the final conclusion of the litigation, and may, if necessary, stay all actions and proceedings against the plaintiff on account thereof. In an action for condemnation of property for the use of a school district, an order so authorizing possession or continuation of possession by such school district is not appealable. The defendant, who is entitled to the money paid into court for him upon any judgment, shall be entitled to demand and receive the same at any time thereafter upon obtaining an order therefor from the court. It shall be the duty of the court, or a judge thereof, upon application being made by such defendant, to order and direct that the money so paid into court for him be delivered to him upon his filing a satisfaction of the judgment, or upon his filing a receipt therefor, and an abandonment of all defenses to the action or proceeding, except as to the amount of damages that he may be entitled to in the event that a new trial shall be granted. A payment to a defendant, as aforesaid, shall be held to be an abandonment by such defendant of all defenses interposed by him, excepting his claim for greater compensation. In ascertaining the amount to be paid into court, the court shall take care that the same be sufficient and adequate. The payment of the money into court, as hereinbefore provided for, shall not discharge the plaintiff from liability to keep the said fund full and without diminution; but such money shall be and remain, as to all accidents, defalcations, or other contingencies (as between the parties to the proceedings), at the risk of the plaintiff, and shall so remain until the amount of the compensation or damages is finally settled by judicial determination, and until the court awards the money, or such part thereof as shall be determined upon, to the defendant, and until he is authorized or required by rule of court to take it. If, for any reason, the money shall at any time be lost, or otherwise abstracted or withdrawn, through no fault of the defendant, the court shall require the plaintiff to make and keep the sum good at all times until the litigation is finally brought to an end, and until paid over or made payable to the defendant by order of court, as above provided [, and until such time or times the county clerk shall be deemed to be the custodian of the money,

and shall be liable to the plaintiff upon his official bond for the same, or any part thereof, in case it be for any reason lost or otherwise abstracted or withdrawn. The court [may] shall order the money to be deposited in the State Treasury, [and in such case] unless the plaintiff requests the court to order deposit in the county treasury, in which case the court shall order deposit in the county treasury. If the court orders deposit in the State Treasury, it shall be the duty of the State Treasurer to receive all such moneys, duly receipt for, and to safely keep the same in [a special fund] the *Condemnation Deposits Fund*, [to be entered on his books as a Condemnation Fund for such purpose,] which fund is hereby created in the State Treasury and for such duty he shall be liable to the plaintiff upon his official bond.

Money in the *Condemnation Deposits Fund* may be invested and reinvested in any securities described in Sections 16439, 16431 and 16432, Government Code, or deposited in banks as provided in Chapter 4 of Part 2 of Division 4 of Title 2, Government Code. The Pooled Money Investment Board shall designate at least once a month the amount of money available in the fund for investment in securities or deposit in bank accounts, and the type of investment or deposit and shall so arrange the investment or deposit program that funds will be available for the immediate payment of any court order or decree. Immediately after such designation the Treasurer shall invest or make deposits in bank accounts in accordance with the designations.

For the purposes of this section, a written determination signed by a majority of the members of the Pooled Money Investment Board shall be deemed to be the determination of the board. Members may authorize deputies to act for them for the purpose of making determinations under this section.

Interest earned and other increment derived from investments or deposits made pursuant to this section, after deposit of money in the State Treasury, shall be deposited in the *Condemnation Deposits Fund*. After first deducting therefrom expenses incurred by the Treasurer in taking and making delivery of bonds or other securities under this section, the State Controller shall apportion as of June 30th and December 31st of each year the remainder of such interest earned or increment derived and deposited in the fund during the six calendar months ending with such dates. There shall be apportioned and paid to each plaintiff having a deposit in the fund during the six-month period for which an apportionment is made, an amount directly proportionate to the total deposits in the fund and the length of time such deposits remained therein. The State Treasurer shall pay out [such] the money [so] deposited by a plaintiff in such manner and at such times as the court or a judge thereof may, by order or decree, direct. In all cases where a new trial has been granted upon the application of the defendant, and he has failed upon such trial to obtain greater compensation than was allowed him upon the first trial, the costs of such new trial shall be taxed against him.

SEC. 2. Section 1254.5 is added to said code, to read:

1254.5. When money is paid into court as provided by Section 14 of Article I of the Constitution, the court shall order the money to be deposited in the State Treasury, unless the plaintiff requests the court to order deposit in the county treasury, in which case the court shall order deposit in the county treasury. If money is deposited in the State Treasury pursuant to this section it shall be held, invested, deposited, and disbursed in the manner specified in Section 1254, and interest earned or other increment derived from its investment shall be apportioned and disbursed in the manner specified in that section."

Amendment No. 4

On page 1, strike out lines 2 to 8, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2538—An act to add Section 1255b to the Code of Civil Procedure, relating to eminent domain and the allowance of interest after an order be made letting the plaintiff into possession.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "is the State of California, and the plaintiff".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1603—An act to amend Sections 11517 and 11519 of, and to repeal Section 11521 of, the Government Code, relating to administrative procedure.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Senate May 10, 1957, strike out "Sections 11517 and 11519 of, and to repeal Section 11521", and insert "Section 11517".

Amendment No. 2

On page 1, strike out line 3, and insert

"11517. (a) If a contested case is heard before an agency itself the hearing officer who presided at the hearing shall be present during the consideration of the case and, if requested, shall assist and advise the agency. Where a contested case is heard before an agency itself, no member thereof who did not hear the evidence shall vote on the decision.

(b) If a contested case is heard by a hearing officer alone, he shall prepare a proposed decision in such form that it may be adopted as the decision in the case, and the proposed decision shall, unless waived by the parties, contain a summary of the evidence received and relied upon. A copy of the proposed decision shall be filed by the agency as a public record and a copy of the proposed decision shall be served by the agency on each party in the case and his attorney. The agency itself may adopt the proposed decision in its entirety, or may reduce the proposed penalty and adopt the balance of the proposed decision.

(c) If the proposed decision is not adopted as provided in subdivision (b), the agency itself may decide the case upon the record, including the transcript, with or without taking additional evidence, or may refer the case to the same or another hearing officer to take additional evidence. If the case is so assigned to a hearing officer he shall prepare a proposed decision as provided in subdivision (b) upon the additional evidence and the transcript and other papers which are part of the record of the prior hearing. A copy of such proposed decision shall be furnished to each party and his attorney as prescribed by subdivision (b). The agency itself shall decide no case provided for in this subdivision without affording the parties the opportunity to present either oral or written argument before the agency itself. If additional oral evidence is introduced before the agency itself no agency member may vote unless he heard the additional oral evidence."

Amendment No. 3

On page 1, strike out lines 4 to 21, inclusive; and strike out all of pages 2 and 3.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 2312—An act to amend Sections 70 and 79 of, and to add Section 70.5 to, the Civil Code, relating to solemnization of marriages by clergymen.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Senate April 24, 1957, after "ordained", insert "or otherwise accredited".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Rules.

Senate Bill No. 206—An act to add Section 257.5 to the Probate Code, relating to succession from members of Indian tribes, bands, and groups.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 233—An act to amend Section 1531 of the Penal Code, relating to force permissible to execute a search warrant.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 237—An act to amend Section 1524 of the Penal Code, relating to grounds for issuing a search warrant.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 389—An act to amend Section 1181 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 680—An act to amend Section 950 of the Probate Code, relating to preference of claims against the estate of a decedent.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 854—An act to add Section 11722 to the Health and Safety Code, relating to eligibility of narcotic addicts for probation and parole.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 856—An act to add Section 1708 to the Penal Code, relating to the definition of felony.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 970—An act to amend Section 537 of the Code of Civil Procedure, relating to attachments.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 971—An act to amend Sections 70050 and 70059 of, and to add Sections 70050.5 and 70059.5 to, the Government Code, relating to the compensation of phonographic reporters.

Bill read second time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendment:

Amendment No. 1

In lines 3 and 4 of the title of the printed bill, as amended in Senate March 18, 1957, strike out "the compensation of phonographic reporters", and insert "superior courts".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1291—An act to amend Section 4004 of the Penal Code, relating to release of inmates of county jail.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1293—An act to amend Sections 606 and 4600 of the Penal Code, relating to destruction or injury of place of confinement.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2121—An act to amend Section 506 of the Vehicle Code, relating to the inspection of vehicles.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2134—An act to add Section 1220 to the Civil Code, relating to standing timber or trees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 725—An act to add Article 6 (commencing at Section 210) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to state highways.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 31, of the printed bill, strike out "his", and insert "its".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2277—An act to amend Section 576 of the Vehicle Code, relating to requirements that vehicles stop at railway grade crossings.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2674—An act to amend Section 30750 of the Streets and Highways Code, relating to bridges across Carquinez Straits and approaches thereto, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2258—An act to add Section 710.3 to the Vehicle Code, relating to overwidth trailer coaches.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate March 28, 1957, strike out lines 12 to 14, inclusive.

Amendment No. 2

On page 1, after line 11, insert

"(b) A public agency in the exercise of its discretion in granting permits, and in considering the individual circumstances of each case, may use merchandising or relocation of residence as a basis for movement for good cause."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1253—An act to amend Section 607a of the Code of Civil Procedure, and to add Section 1093.5 to the Penal Code, relating to instructions to the jury in civil and criminal cases.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in Senate April 10, 1957, after "court", insert ", on request of counsel".

Amendment No. 2

On page 1, line 20, after the period, insert "However, if, during the argument, issues are raised which have not been covered by instructions given or refused, the court may, on request of counsel, give additional instructions on the subject matter thereof."

Amendment No. 3

On page 2, line 3, after "court", insert ", on request of counsel,".

Amendment No. 4

On page 2, line 7, after the period, insert "However, if, during the argument, issues are raised which have not been covered by instructions given or refused, the court may, on request of counsel, give additional instructions on the subject matter thereof."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1670—An act to amend Sections 2011, 2160, 3049, and 3449 of, to repeal Sections 2181, 2181.01, 2181.05, 2224, 3088, 3088.1, 3474, and 3474.1 of, the Welfare and Institutions Code, and to amend Section 206.7 of the Civil Code, relating to relatives' responsibility requirements with respect to public assistance programs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2205—An act to amend Section 127 of the Labor Code, relating to fees charged by the Industrial Accident Commission.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1569—An act to add Section 1773.1 to the Labor Code, relating to public works.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1592—An act to amend Sections 55, 76, 1646, 1699, 2666, and 6407 of, and to add Section 2655.1 to, the Labor Code, relating to regulations of state agencies.

Bill read second time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 16, of the printed bill, strike out "reasonable", and insert "reasonably".

Amendment No. 2

On page 2, line 24, strike out "advise", and insert "advice".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1772—An act to add Section 7614 to the Public Utilities Code, relating to equipment of railroads.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Labor:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate April 30, 1957, after "facilities", insert ", or chemical type toilet facilities".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 398—An act to add Section 145 to the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Labor:

Amendment No. 1

On page 1, after line 18, of the printed bill, insert

"This section shall remain in effect until the ninety-first day after the date of final adjournment of the 1959 Regular Session of the Legislature, and thereafter shall have no force or effect."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1599—An act to amend Sections 127, 305, 306, and 411 of, and to add Section 309.5 to, the Unemployment Insurance Code, relating to regulations of state agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Labor:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "; and to add Section 309.5 to,".

Amendment No. 2

Strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 370—An act to amend Section 454 of the Education Code, relating to the superintendent of schools of a county of the fifty-fourth class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

In line 5 of the printed bill, strike out "_____ (\$_____)", and insert "six thousand five hundred dollars (\$6,500)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 514—An act to amend Section 445 of the Education Code, relating to the county superintendent of schools of a county of the forty-fifth class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1962—An act to amend Section 440 of the Education Code, relating to compensation for public service in counties of the fortieth class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2210—An act to add Section 705.3 to the Vehicle Code, relating to logging trucks.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 25, inclusive, and insert "705.3. Weight Limits for Trucks Transporting Logs. Trucks and vehicle combinations transporting loads composed solely of logs shall be deemed in compliance with subdivision (a) of Section 705 if the allowed load in pounds on the group of axles permitted by that subdivision does not exceed by more than 2,500 pounds the amounts respectively stated in such subdivision, and if such vehicle or combination is in full compliance with subdivision (b) of Section 705 or any provision made applicable to such vehicle or combination in lieu of subdivision (b).

Vehicles or vehicle combinations transporting logs solely and loaded in excess of the provisions of this section shall be deemed in violation of subdivision (a) of Section 705.

This section shall have no application to highways which are a part of the National System of Interstate and Defense Highways (as referred to in subdivision (a) of Section 108 of the Federal-aid Highway Act of 1956).

The provisions of this section shall be operative only until the ninety-first day after final adjournment of the 1959 Regular Session of the Legislature."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1209—An act to amend Section 544 of the Code of Civil Procedure and Section 26606 of the Government Code, relating to attachment and execution.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 3 of the title of the printed bill, strike out "execution", and insert "garnishment".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1266—An act to add Section 148.5 to the Penal Code, relating to the offense of falsely reporting a criminal offense.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1293—An act to add Section 71618 to the Government Code, relating to bail.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1304—An act to amend Sections 3063, 3467, and 3468 of the Civil Code, and Section 3423 of the Public Resources Code, and to repeal Sections 27245, 27253, and 27255 of the Government Code, relating to the recordation of instruments.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2406—An act to amend Section 1183.5 of the Civil Code, relating to the acknowledgement of instruments and the performance of other notarial acts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2428—An act to amend Section 784 of the Probate Code, relating to probate sales.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1668—An act to repeal Section 41604 of the Government Code, relating to criminal prosecution.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3120—An act to add Section 705.3 to the Vehicle Code, relating to logging trucks.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1397—An act to amend Sections 21291 and 21298 of the Government Code, relating to the State Employees' Retirement System.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2433—An act to amend Section 21702 and to repeal Section 21708 of the Government Code, relating to integration of the State Employees' Retirement System and old age and survivors insurance and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2399—An act to add Sections 3009 and 3408 to the Welfare and Institutions Code, relating to the responsibility of relatives for applicants for or recipients of public assistance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Assembly March 25, 1957, after "are", insert "over 21 and".

Amendment No. 2

On page 1, line 21, after "are", insert "over 21 and".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

Assembly Bill No. 877—An act to amend the heading of Article 7 of Chapter 2 of Part 1 of Division 5 of, and to add Section 3365 to, the Welfare and Institutions Code, relating to materials and supplies manufactured by the California Industries for the Blind.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1552—An act to add Section 2001.1 to, and to amend Sections 2180.5, 3045, 3082, and 3445 of, the Welfare and Institutions Code, relating to eligibility for public assistance.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1684—An act to amend Sections 2142.5 and 5003 of the Welfare and Institutions Code, relating to the administration of public assistance.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2366—An act to amend Section 1625 of the Welfare and Institutions Code, relating to the revocation or suspension of licenses to operate boarding homes or institutions for children.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2455—An act to add Section 200.1 to the Welfare and Institutions Code, relating to standards of aid and relief.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2457—An act to add Section 2359.1 to the Welfare and Institutions Code, relating to care contracts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3124—An act to amend Sections 2020 and 2025 of the Welfare and Institutions Code, relating to old age security.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2456—An act to amend Section 2354.1 of the Welfare and Institutions Code, relating to life care contracts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 10, of the printed bill, after "person", insert "specified in Section 2350".

Amendment No. 2

On page 1, line 11, strike out "the", and insert "its".

Amendment No. 3

On page 1, line 13, after the period, insert "A copy of the audit shall be filed with the State Department of Social Welfare."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2469—An act to amend Section 2160 of, and to repeal Section 2160.4 as added by Chapter 1926 of the Statutes of 1955, of the Welfare and Institutions Code, relating to eligibility for old age assistance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 16, of the printed bill, after the semicolon, insert "except that this section does not authorize the granting of aid to any alien who has been convicted of an overt act against the Government of the United States;".

Amendment No. 2

On page 2, after line 50, insert

"Sec. 3. The provisions of this act shall become operative on October 1, 1957."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 2883—An act to amend Sections 3084, 3084.1, 3472, and 3472.1 of the Welfare and Institutions Code, relating to aid to the blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly May 14, 1957, strike out lines 3 to 18, inclusive, and insert

"3084. (a) The amount of aid to which any applicant shall be entitled shall be, when added to the income (including the value of currently used resources, but excepting casual income and inconsequential resources) of the applicant from all other sources, ninety-nine dollars (\$99) per month. If, however, in any case it is found the actual need of an applicant exceeds ninety-nine dollars (\$99) per month such applicant shall be entitled to receive aid in an amount not to exceed ninety-nine dollars (\$99) per month, which when added to his income (including the value of currently used resources, but excepting casual income and inconsequential resources) from all other sources, shall equal his actual need.

(b) Any recipient who pursuant to this section receives less than one hundred ten dollars (\$110) per month from the total of his grant and income from all other sources shall be granted an additional amount of aid not to exceed eleven dollars (\$11) per month or so much thereof as is necessary to bring the sum of his grant and income to one hundred ten dollars (\$110) per month."

Amendment No. 2

On page 2, line 15, strike out "October", and insert "November".

Amendment No. 3

On page 2, line 20, strike out "twenty-five dollars (\$125)", and insert "ten dollars (\$110)".

Amendment No. 4

On page 2, line 24, strike out "May 1, 1955", and insert "November 1, 1956".

Amendment No. 5

On page 2, strike out lines 29 to 44, inclusive, and insert

"3472. (a) The amount of aid to which any applicant shall be entitled shall be, when added to the income (including the value of currently used resources, but excepting casual income and inconsequential resources) of the applicant from all other sources, ninety-nine dollars (\$99) per month. If, however, in any case it is found the actual need of an applicant exceeds ninety-nine dollars (\$99) per month such applicant shall be entitled to receive aid in an amount not to exceed ninety-nine dollars (\$99) per month, which when added to his income (including the value of currently used resources, but excepting casual income and inconsequential resources) from all other sources, shall equal his actual need.

(b) Any recipient who pursuant to this section receives less than one hundred ten dollars (\$110) per month from the total of his grant and income from all other sources shall be granted an additional amount of aid not to exceed eleven dollars (\$11) per month or so much thereof as is necessary to bring the sum of his grant and income to one hundred ten dollars (\$110) per month."

Amendment No. 6

On page 3, line 20, strike out "twenty-five dollars (\$125)", and insert "ten dollars (\$110)".

Amendment No. 7

On page 3, line 24, strike out "May 1, 1955", and insert "November 1, 1956".

Amendment No. 8

On page 3, between lines 29 and 30, insert

"SEC. 5. The State Social Welfare Board in establishing the revised standard of assistance required by the increase provided by this act shall increase the amount of the existing basic allowances."

Amendment No. 9

On page 3, line 30, strike out "SEC. 5" and insert "SEC. 6".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 52—An act to amend Sections 21702, 21703, 21706 and 21716 of, and to add Sections 21703.1, 21709.1 and 21709.2 to, the Education Code, relating to competitive scholarships and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 2 of the printed bill, as amended in Assembly May 8, 1957, in lines 1 and 2, strike out "if over 21 years of age, and if under 21 years of age either the applicant", and insert "or, if he is under 21 years of age and is not a citizen of the United States either he".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1247—An act to add Section 2212 to the Education Code, relating to the powers of governing boards of school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 4, of the printed bill, after "of", insert "former".

Amendment No. 2

On page 1, line 5, after "for", strike out "verification", and insert "more than two verifications".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 140—An act to amend Section 13674 of the Education Code, relating to leaves of absence.

Bill read second time, and ordered to third reading.

Assembly Bill No. 470—An act to amend Sections 1821, 4104, and 4234 of; to repeal Sections 4102 and 4105 of; and to add Sections 4105, 4105.1, 4105.2, 4105.3, 4105.4, 4105.5 and 4231.2 to, the Education Code, relating to trustee areas.

Bill read second time, and ordered to third reading.

Assembly Bill No. 772—An act to amend Section 8159.2 of the Education Code, relating to automobile driver training.

Bill read second time, and ordered to third reading.

Assembly Bill No. 836—An act to amend Section 16091 of the Education Code, relating to readers for blind students.

Bill read second time, and ordered to third reading.

Assembly Bill No. 961—An act to amend Section 16484 of the Education Code, relating to health reports.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1151—An act to add Section 13031.4 to the Education Code, relating to the employment of persons in positions requiring certification qualifications by school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1245—An act to amend Section 6357.2 of the Education Code, relating to maximum school district tax rates.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2324—An act to amend Section 8102 of the Education Code, relating to the definition of a school month.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2622—An act to amend Section 7705 of the Education Code, relating to priority points for school district public works.

Bill read second time, and ordered to third reading.

Assembly Bill No. 4087—An act to add Section 11023.1 to the Education Code, relating to textbooks and supplementary books.

Bill read second time, and ordered to third reading.

Assembly Bill No. 4088—An act to amend Section 11021 and to repeal Sections 11275 and 11276 of the Education Code, relating to textbooks.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2803—An act to amend Section 34853 of the Government Code, relating to city manager ordinances.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2805—An act to amend Section 6702 of the Government Code, relating to the closing of city offices.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2675—An act to amend Sections 25978, 26075 and 26076 of the Water Code, relating to assessments in irrigation districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1806—An act to amend Section 2657 of the Labor Code, relating to industrial homework.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 325—An act to add Section 46.5 to and amend Sections 407, 427, 428, 992, 1201.3 and 1278 of the Fish and Game Code,

and add Section 13005 to, and amend Sections 1055, 3031, 3652, 4332, 7149, and 7852 of, the Fish and Game Code as proposed by Assembly Bill No. 616, relating to licenses and making an appropriation for study of fish and game.

Bill read third time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 39, of the printed bill, as amended in Senate May 20, 1957, after "for", insert "by".

Amendment No. 2

On page 4, line 47, strike out "or fish", and insert "fish or amphibia".

Amendment No. 3

On page 5, line 44, strike out "1055".

Amendment No. 4

On page 6, line 20, after "Code", insert "and Section 13005 of the Fish and Game Code as proposed by Assembly Bill No. 616".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2022—An act to amend Section 4221.5 of the Business and Professions Code, relating to drugs.

Bill read third time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 20, 1957, strike out "amend", and insert "add".

Amendment No. 2

In line 1 of the title, strike out "of", and insert "to".

Amendment No. 3

On page 1, line 1, strike out "of", and insert "is added to".

Amendment No. 4

On page 1, line 2, strike out "is amended", and insert a comma.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1464—An act to amend Sections 793, 828.1, 829.1, and 840 of the Agricultural Code, relating to agricultural containers, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 731—An act to add Section 1845.5 to the Code of Civil Procedure, relating to eminent domain.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Regan, Richards, Sutton, and Williams—21.

NOES—Senators Collier and Grunsky—2.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 527—An act to amend Sections 505, 507, and 512 of, and to add Section 520 to, the Military and Veterans Code, relating to the California Cadet Corps.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Montgomery, Richards, Sutton, and Williams—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 353—An act to add Section 69610 to the Government Code, relating to the number of judges of the Superior Court of Yolo County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1053—An act to amend Section 69594 of the Government Code, relating to superior court judges of San Bernardino County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Montgomery, Richards, Sutton, and Williams—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1940—An act to amend Section 69591 of the Government Code, relating to judges of the Superior Court in the County of Orange.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Dorsey, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Montgomery, Murdy, Richards, Sutton, and Williams—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 492—An act making an appropriation in augmentation of the appropriation in Item 216 of the Budget Act of 1956, for support of Colorado River Board of California, to take effect immediately.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 492.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, May 7, 1957

To the Honorable Members of the Senate

Sacramento, California

GENTLEMEN:

Senate Bill No. 492, "An act making an appropriation in augmentation of the appropriation in Item 216 of the Budget Act of 1956, for support of Colorado River Board of California, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

This bill appropriates \$46,768 from the General Fund in augmentation of Item 216 of the Budget Act of 1956 for support of the Colorado River Board of California. The taking of evidence before the master appointed by the United States Supreme Court in the litigation involving the waters of the Colorado River has continued longer and proved more costly than anticipated when the 1956-57 Budget was prepared, and the additional funds provided in this bill are needed immediately for the support of this board.

I therefore recommend consideration of Senate Bill No. 492 as an emergency measure.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2091—An act to amend Section 69595 of the Government Code, relating to courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Request to Be Excused

Senator Richards requested that he be excused to attend an Assembly committee.

Request granted.

Request to Be Excused

Senator Kraft requested that he be excused to attend an Assembly committee.

Request granted.

Senate Bill No. 1967—An act to amend Section 4753 of the Labor Code, relating to workmen's compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Sutton, Teale, Thompson, and Williams—28.

NOES—Senator Dorsey—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1309—An act to amend Sections 17048 and 17181 of the Revenue and Taxation Code, relating to personal income tax.

Bill read third time.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Desmond moved a call of the Senate.

Motion carried. Time, 3.45 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 3277—An act to amend Section 408 of the Education Code, relating to the compensation of the county superintendent of schools of a county of the eighth class.

Motion to Refer Bill to Inactive File

Senator Desmond moved that Assembly Bill No. 3277 be placed on the inactive file.

Motion carried.

Assembly Bill No. 1799—An act to amend Section 471.1 of the Vehicle Code, relating to traffic laws.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Desmond, Dilworth, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Ed. C. Johnson, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Sutton, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2154—An act to add Sections 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, and 45, to the Fresno Metropolitan Flood Control Act (Ch. 503, Stats. 1955), relating to annexation and exclusion.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 994—An act to repeal Sections 32363 and 32364 of, and to amend Sections 31621, 31727.4, 31786, and 31787 of the Government Code, relating to retirement of county employees.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2851—An act to amend Section 11892 of the Public Utilities Code, relating to revolving funds of municipal utility districts.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 3:58 p.m., on motion of Senator Desmond, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 1309 passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Donnelly, Erhart,

Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, McBride, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Sutton, Thompson, and Williams—32.
NOES—Senator Dorsey—1.

Bill ordered transmitted to the Assembly.

CALL OF THE SENATE

Senator Farr moved a call of the Senate.

Motion carried.

Time, 3.59 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF SPECIAL ORDER

The hour of 4 p.m. having arrived, Senate Bill No. 1805 was taken up.

Senate Bill No. 1805—An act to add Section 18c to the Penal Code, relating to a moratorium on capital punishment and a study of the deterrent effect thereof.

Bill read third time.

President pro Tempore of the Senate Presiding

At 4.05 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senator Cunningham Presiding

At 4.46 p.m., Senator James E. Cunningham, Sr., of the Thirty-sixth District, presiding.

President of the Senate Presiding

At 5.09 p.m., Hon. Harold J. Powers, President of the Senate, presiding.

Previous Question

Senator Cunningham moved the previous question.

The motion carried.

The President put the question.

The question being on the final passage of Senate Bill No. 1805.

The roll was called and Senate Bill No. 1805 refused passage by the following vote:

AYES—Senators Arnold, Beard, Cobey, Farr, Hollister, Miller, Richards, Short, and Teale—9.

NOES—Senators Abshire, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Collier, Coombs, Cunningham, Desmond, Dilyworth, Dolwig, Donnelly, Dorsey, Erhart, Gibson, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Sutton, Thompson, and Williams—31.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5.52 p.m., on motion of Senator Farr, further proceedings under the call of the Senate were dispensed with.

RESOLUTIONS

The following resolutions were offered:

By Mr. Busch:

Senate Resolution No. 133

Relative to the creation of the Senate Interim Committee on the Alcoholic Beverage Industry

Resolved by the Senate of the State of California, As follows:

1. The Senate Interim Committee on the Alcoholic Beverage Industry is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the alcoholic beverage industry, and any and all matters relating to the manufacture, distribution, or sale of alcoholic beverages, and matters incidental or related thereto, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Senate, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Senate appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1959 Regular Session, with authority to file its final report not later than the ----- legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of ----- dollars (\$ -----) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Senator Dilworth:

Senate Resolution No. 134

Relative to an interim study and investigation of the status of independent colleges, universities, and specialized schools

Resolved by the Senate of the State of California, As follows:

1. The Senate Interim Committee on Education is authorized and directed to study and investigate all facts relating to the status of independent colleges, universities, specialized schools, and other educational institutions above the high school level.

The committee is directed to seek recommendations regarding how such educational institutions can be encouraged and enabled to serve a larger student enrollment in view of the anticipated greatly expanding demand for college training during the emergency years just ahead.

The committee is further directed to consider the need to provide for the extension of more adequate recognition and cooperation from the state university and state colleges toward the students of the private institutions of recognized merit.

2. The sum of ----- dollars (\$ -----) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it

may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Senator Burns:

Senate Resolution No. 135

Relative to an engineering study of a portion of the proposed extension of Highway 99E

WHEREAS, That portion of the central San Joaquin Valley lying eastward of the Cities of Madera, Fresno, Hanford, and Tulare is an area of intensive agriculture and contains many cities and population centers; and

WHEREAS, The area is one in which the need for an extension of Highway 99E as described in Senate Concurrent Resolution No. 7, 1956 First Extraordinary Session, is especially acute and urgent due to the expanding population and economic development in the area, the inadequacy of Highway 99 to serve the needs of the area, and the number of east-west highways with which connections would be made by an extension of Highway 99E through the area; and

WHEREAS, Extension of Highway 99E, as described in Senate Concurrent Resolution No. 7, 1956 First Extraordinary Session, and as considered in the requested report of the Division of Highways to the Legislature, would appear to be inevitable in the near future and an engineering study of a portion of that proposed extension would provide valuable cost and other data for use of the Legislature; now, therefore, be it

Resolved by the Senate of the State of California, That the Department of Public Works be hereby requested to make an engineering study of a section of the proposed extension of Highway 99E beginning in the vicinity of State Sign Route 41, north of Clovis, south via Clovis, Sanger, Parlier, Reedley, and Dinuba, and connecting with State Sign Route 65 in the vicinity of Exeter, and to report the results of the study to the Legislature at not later than the 1959 Regular Session; and be it further

Resolved, That the Secretary of Senate be directed to transmit copies of this resolution to the Director of Public Works.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 2421

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ABSHIRE, Chairman

MOTION TO AMEND SENATE BILL NO. 2421

Senator Cobey moved that Senate Bill No. 2421 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2421—An act to amend Section 1 of the Agricultural Code, relating to agriculture.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1", and insert "1041".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 4, inclusive, and insert

"SECTION 1. Section 1041 of the Agricultural Code is amended to read:

1041. The director, after hearing, may cancel the registration of or refuse to register any person who sells or proposes to sell any commercial fertilizers, [or] agricultural minerals, *or auxiliary plant chemicals* detrimental or injurious to plants when applied as directed, or which are [known to be] of little or no value for the purpose for which they are intended, or as to which false or misleading claims are made or implied; *and the director may require such practical demonstration as may be necessary to determine such facts.* He may cancel the registration of any person who repeatedly violates the provisions of this article. The proceedings shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the director shall have all the powers granted therein."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Assembly Bill No. 2920

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2920

Senator Regan moved that Assembly Bill No. 2920 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2920—An act to add Chapter 4 (commencing at Section 3700) to Division 3 of the Public Resources Code, relating to oil and gas liens.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 1, of the printed bill, as amended in Assembly April 11, 1957, after "performed", insert "in connection with drilling or operating in the production of oil or gas or the construction of a pipeline".

Amendment No. 2

On page 2, line 8, after "operations", insert "conducted on the lease".

Amendment No. 3

On page 2, line 37, after "belonging", insert "exclusive of any and all royalty interests, overriding interests and production payments created and recorded prior to the date such materials or services were first furnished or such labor was first performed".

Amendment No. 4

On page 2, strike out lines 44 to 46, inclusive, and insert "exclusive of the interest therein owned by the owners of royalty interests, overriding royalty interests and production payments created and recorded prior to the date such materials or services were first furnished or such labor was first performed; or".

Amendment No. 5

On page 3, line 50, after the period, insert "The lien claimant shall within five days give notice in writing that the claim has been paid."

Amendment No. 6

On page 4, line 28, strike out "six", and insert "four".

Amendment No. 7

On page 4, line 45, strike out "six", and insert "four".

Amendment No. 8

On page 5, line 20, strike out "in double", and insert "in an amount equal to 150 percent of".

Amendment No. 9

On page 6, line 3, strike out "two years", and insert "one year".

Amendment No. 10

On page 6, strike out lines 5 to 29, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 2627

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 2627

Senator Cunningham moved that Senate Bill No. 2627 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2627—An act creating the San Bernardino-Mojave Water District and prescribing its boundaries, organization, operation, management, financing and other powers and duties of the district.

Bill read second time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "San Bernardino-Mojave", and insert "Mojave-Antelope".

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. A water district is hereby created to be called the Mojave-Antelope Water District.

SEC. 2. The objects and purposes of this act are to provide with respect to such district for the acquisition of supplemental water; to provide for the acquisition or construction of water works and acquisition and disposition of property; to provide for the distribution and sale of water; to provide for the annexation of territory within and without the County of San Bernardino; to provide for the incurring of bonded indebtedness; to provide for the making of contracts with other public agencies, private corporations and persons for financing and carrying out any purpose within the powers of the district; to provide for the levying and collection of taxes to pay the obligations of the district; and to make application to the State Water Resources Board or any other appropriate department of the State for the district's share of Feather River water or any other supplemental water source.

SEC. 3. The Mojave-Antelope Water District is hereby declared to be a body corporate and politic and as such shall have the following powers:

1. To have perpetual succession;
2. To sue and be sued, except as otherwise provided herein or by law, in all actions and proceedings in all courts and tribunals of competent jurisdiction;
3. To adopt a seal and alter it at pleasure;
4. To take by grant, purchase, gift, devise, or lease, hold, use, enjoy, and to lease or dispose of real and personal property of every kind, within or without the district;
5. To acquire, or contract to acquire, water works or a water works system, waters, water rights, lands, rights and privileges and construct, maintain and operate conduits, pipelines, reservoirs, works, machinery and other property useful or necessary to store, convey, supply or otherwise make use of water for a water works plant or system for the benefit of the district, and to complete, extend, add to, repair, or otherwise improve any water works or water works system acquired by it as herein authorized;
6. To lease of and from any person, firm or public or private corporation, or public agency, with the privilege of purchasing or otherwise, all or any part of water storage, transportation or distribution facilities, existing water works or a water works system, and to carry on and conduct water works or a water works system; also to sell water under the control of the district to cities, and to other public corporations and public agencies within the district, and to the inhabitants of such cities and of other territory within the district, and to persons, corporations, and other private agencies within the district for use within said district without any preference, and it may, whenever the board shall find that there is a surplus of water above that which may be required by such consumers within said district, sell or otherwise dispose of such surplus water to any persons, firms, public or private corporations or public agencies or other consumers;
- 6a. To supply and deliver district water to publicly owned and operated golf courses and other publicly owned and operated recreational facilities and to public schools, school districts and public school properties, and to fix and establish special rates, terms and conditions for the use and sale of water for each of these purposes; provided, however, that this provision shall not be construed to indicate legislative intent either for or against the existence of any power of the district to furnish water to other persons, firms or corporations at just and reasonable rates;
7. To have and exercise the right of eminent domain and in the manner provided by law for the condemnation of private property for public use, to take any property necessary to supply the district or any portion thereof with water, whether such property be already devoted to the same use or otherwise, and may condemn any existing water works or system, or any portion thereof, or any waters or water rights owned by any person, firm or private corporation. In proceedings relative to the exercise of such right, the district shall have all of the rights, powers and privileges of a city; provided, the district, in exercising such power, shall in addition to the damage for the taking, injury, or destruction of property, also pay the cost of removal, reconstruction, or relocation of any structure, railways, mains, pipes, conduits, wires, cables or poles of any public utility which is required to be removed to a new location;
8. To borrow money and incur indebtedness and to issue bonds or other evidences of such indebtedness; also to refund or retire any indebtedness or lien that may exist against the district or property thereof;
- 8a. To issue temporary negotiable notes bearing interest at a rate not exceeding 7 percent per annum; provided, however, that said notes shall be general obligations of the district payable from revenues and taxes in the same manner as bonds of said district; and provided further, that the maturity shall not be later than three years from the date thereof and that the total aggregate amount of such notes outstanding at any one time shall not exceed 2 percent of the assessed valuation of the taxable property in the district or, if said assessed valuation is not obtainable, 2 percent of the county auditor's estimate of the assessed valuation of the taxable property in the district evidenced by his certificate;
9. To cause taxes to be levied, in the manner hereinafter provided, for the purpose of paying any obligation of the district, including its formation expenses and any warrants issued therefor;
- 9a. To restrict the use of district water during any emergency caused by drought, or other threatened or existing water shortage, and to prohibit the wastage of district water or the use of district water during such periods, for any purpose other than household uses or such other restricted uses as may be determined to be necessary by the district; to prohibit use of such water during such periods for specific uses which the district may from time to time find to be nonessential;
- 9b. The prescribe and define by ordinance the restrictions, prohibitions and exclusions referred to in subdivision 9a hereof. Every ordinance relating to the matters referred to in this subdivision shall be in full force and effect forthwith upon adoption, but shall be published once in full in a newspaper of general circulation, printed, published and circulated in the district within 10 days after adoption, or if there be no such newspaper it shall be posted within said time in three public places within the district;

10. To make contracts, to employ labor, and do all acts necessary for the full exercise of the foregoing powers;

11. In case of condemnation proceedings the board shall proceed in the name of the district;

12. To provide by ordinance of its board of directors for the pensioning of officers or employees and the creation of a special fund for the purpose of paying such pensions, and the accumulation of contributions to said fund from the revenues of the district, the wages of officers or employees, voluntary contributions, gifts, donations or any source of revenue not inconsistent with the general powers of the board, and to contract with any insurance corporation or any other insurance carrier for the maintenance of a service covering the pension of such officers or employees, and to provide in such ordinance for the terms and conditions under which such pensions shall be awarded, and for the time and extent of service of officers or employees before such pensions shall be available to them;

13. To acquire, control, distribute, store, spread, sink, treat, purify, reclaim, recapture, and salvage any water, including sewage and storm waters, for the beneficial use or uses of the district or its inhabitants or the owners of rights to water therein.

14. To join with one or more public agencies, private corporations or other persons for the purpose of carrying out any of the powers of such district, and for that purpose to contract with such other public agencies or private corporations or persons for the purpose of financing such acquisitions, constructions and operations. Such contracts may provide for contributions to be made by each party thereto and for the division and apportionment of the expenses of such acquisitions and operations, and the division and apportionment of the benefits, the services and products therefrom, and may provide for an agency to effect such acquisitions and to carry on such operations, and shall provide in the powers and methods of procedure for such agency the method by which such agency may contract. Such contracts with other public agencies or private corporations or persons may contain such other and further covenants and agreements as may be necessary or convenient to accomplish the purposes thereof. The term "public agency," as used in this subdivision, shall be deemed to mean and include the United States of America or any department or agency thereof, the State of California or any department or agency thereof, a county, city, public corporation or public district of this State. The term "private corporation," as used in this subdivision, shall be deemed to mean and include any private corporation organized under the laws of the United States of America or of this or any other state thereof. Contracts mentioned herein include those made with the United States, under the Federal Reclamation Act of June 17, 1902, and all acts amendatory thereof or supplementary thereto or any other act of Congress heretofore or hereafter enacted permitting cooperation. Any such contract shall not be executed without the assent of a majority of the qualified electors of the district voting at a special election to be held for that purpose, such election to be called and held, so far as practicable, in the same manner as bond elections for the district.

15. To commence, maintain, intervene in, and compromise, in the name of the district, any action or proceeding involving or affecting the ownership or use of water or water rights within the district, used or useful for any purpose of the district, or a common benefit to lands within the district or its inhabitants.

16. To promote, encourage and advocate the development and adoption of the California State Water Plan and the so-called highline route of the Feather River Project and the State Water Plan.

17. To enter upon any land, to make surveys and locate the necessary works of improvement and the lines for channels, conduits, canals, pipelines, roadways and other rights of way; to acquire by purchase, lease, contract, condemnation or other legal means all lands and water and water rights and other property necessary or convenient for the construction, use, supply, maintenance, repair and improvement of said works, whether in this or in other states, including works constructed and being constructed by private owners, lands for reservoirs for storage of necessary water, and all necessary appurtenances, and also where necessary or convenient to said end, and for said purposes and uses, to acquire and hold the stock of corporations, domestic or foreign, owning water or water rights, canals, water works, power plants, franchises, concessions or rights; to enter into and do any acts necessary or proper for the performance of any agreement with the United States, or any state, county, district of any kind, public or private corporation, association, firm or individual, or any number of them, for the joint acquisition, construction, leasing, ownership, disposition, use, management, maintenance, repair or operation of any rights, works or other property of a kind which might be lawfully acquired or owned by said Mojave-Antelope Water District; to acquire the right to store water in any reservoirs, or to carry water through any canal, ditch or conduit not owned or controlled by the district; to grant to any owner or lessee the right to the use of any water or the right to store such water in any reservoir of the district, or to carry such water through any tunnels, canal, ditch or conduit of the district; to enter into and do any acts necessary or proper for the performance of any agreement with any district of any kind, public or private corporation, association, firm

or individual, or any number of them for the transfer or delivery to any such district, corporation, association, firm or individual of any water right or water pumped, stored, appropriated or otherwise acquired or secured for the use of the Mojave-Antelope Water District, or for the purpose of exchanging the same for other water, water right or water supply in exchange for water, water right or water supply to be delivered to said district by the other party to said agreement; to cooperate with and to act in conjunction with the State of California, or any of its engineers, officers, boards, commissions, departments or agencies, or with the Government of the United States, or any of its engineers, officers, boards, commissions, departments, or agencies, or with any public or private corporation, in the construction of any work for the controlling of flood or storm waters of said district, or for the protection of life or property therein, or for the purpose of conserving said waters for beneficial use within said district, or in any other works, acts, or purposes provided for herein, and to adopt and carry out any definite plan or system of work for any such purpose.

18. To carry on technical and other investigations of all kinds, make measurements, collect data, and make analyses, studies and inspections pertaining to water supply, water rights, control of floods and use of water, both within and without said district, and for this purpose said district shall have the right of access through its authorized representative to all properties within said district.

SEC. 4. A finding by the board of directors upon the existence, threat or duration of an emergency or shortage or upon the matter of necessity or any other matter of condition referred to in subdivisions 9a or 9b of said Section 3 shall be made by resolution or ordinance, and shall be prima facie evidence of the fact or matter so found, and such fact or matter shall be presumed to continue unchanged unless and until a contrary finding shall have been made by the board by resolution or ordinance. Such finding shall be received in evidence in any civil or criminal proceeding in which it may be offered, and shall be proof and evidence of the fact or matter found until rebutted or overcome by other sufficient evidence received in such proceeding. Copy of any resolution or ordinance setting forth such finding shall, when certified by the secretary of the district, be evidence that the finding was made by the district as shown by the resolution or ordinance and certification.

SEC. 5. From and after the publication or posting of any ordinance as provided in subdivision 9b of Section 3 of this act, it is hereby declared to be and it shall be a misdemeanor for any person, firm or corporation to use or apply water received from the district contrary to or in violation of such restriction or prohibition, until such ordinance shall have been repealed or such emergency or threatened emergency shall have ceased, and upon conviction thereof such person, firm or corporation shall be punished by being imprisoned in the county jail for not more than 30 days or by fine of not more than three hundred dollars (\$300), or by both such fine and imprisonment.

SEC. 6. A district may at any time after execution of any contract authorized by paragraph 14 of Section 3 bring an action in the superior court in the county where the greater part of the land of the district is situated to determine the validity of the contract. The action is in rem. Jurisdiction of all parties interested may be had by publication of summons for at least once a week for three weeks in a newspaper of general circulation published in the county where the action is pending and designated by the court in which the action is pending. Jurisdiction is complete 10 days after the completion of the publication of summons. Before the expiration of the 30 days after jurisdiction is acquired any person interested may appear and contest the validity of the contract. If no action has been brought by the district pursuant to this section any district taxpayer may at any time within 30 days after the execution of such contract, or within 30 days after the effective date of this act, whichever is later, bring an action in such superior court to determine the validity of the contract. The district shall be the defendant. If more than one action is pending at the same time concerning similar contests provided for by this section, they shall be consolidated and tried together. The rules of pleading and practice not inconsistent with the provisions of this section are applicable to all actions provided for by this section. In an action provided for by this section, the court shall disregard any irregularity or omission which does not affect the substantial rights of the parties. The action shall be speedily tried. The judgment shall declare the contract either valid or invalid. The motion for a new trial of any action provided by this section shall be heard and determined within 10 days from the filing of the notice of intention. The costs of any hearing or contest may be allowed and apportioned between the parties or taxed to the losing party. Any party may appeal at any time within 30 days after the entry of the judgment. The appeal shall be heard and determined within three months from the taking of the appeal. No contest of any thing or matter herein provided shall be made other than in the time and manner herein specified.

SEC. 7. All powers, privileges and duties vested in or imposed upon any district incorporated hereunder shall be exercised and performed by and through the board of directors; provided, however, that the exercise of any and all executive, administrative and ministerial powers may be by said board of directors delegated and

redegated to any of the offices created hereby or by the board of directors acting hereunder.

The board of directors shall have power:

(1) To fix the time and place or places at which its regular meetings shall be held, and shall provide for the calling and holding of special meetings.

(2) To fix the location of the principal place of business of the district and the location of all offices and departments maintained hereunder.

(3) To prescribe by ordinance a system of business administration and to create any and all necessary offices and to establish and re-establish the powers and duties and compensation of all officers and employees and to require and fix the amount of all official bonds necessary for the protection of the funds and property of the district.

(4) To prescribe by ordinance a system of civil service.

(5) To delegate and redelegate by ordinance to officers of the district power to employ clerical, legal and engineering assistants and labor, and under such conditions and restrictions as shall be fixed by the directors, power to bind the district by contract.

(6) To prescribe a method of auditing and allowing or rejecting claims and demands.

(7) To prescribe methods for the construction of works and for the letting of contracts for the construction of works, structures or equipment, or the performance or furnishing of labor, materials, or supplies, necessary or convenient for carrying out any of the purposes of this act or for the acquisition or disposal of any real or personal property; provided, that in cases where work is not to be done by the district itself by force account, and the amount involved shall be ten thousand dollars (\$10,000), or more, any contract for the doing of such work shall be let to the lowest responsible bidder, after publication, in the manner prescribed by the board, of notices inviting bids therefor, subject to the right of said board to reject any and all proposals; and provided further, that contracts, in writing or otherwise, for the acquisition or disposal of any real or personal property may be let without calling for competitive bids. The board may, from time to time, fix and establish the manner of calling for bids and letting contracts, but except as such procedure so established by the board otherwise requires, all contracts may be entered into upon such terms and in such manner as the board may authorize.

(8) To fix the rates at which water shall be sold, and to establish different rates for different classes or conditions of service; provided, that rates shall be uniform for like classes or conditions of service throughout the district, but any special water rate fixed in accordance with terms and conditions of annexation fixed by the board under the provisions of Section 33 hereof, shall be deemed to be a rate for a different class or condition of service.

SEC. 8. The board of directors shall consist of seven members. The first board of directors shall be the following persons, namely: Newton T. Bass, of Apple Valley, California, Edward A. Rodeman, of Victorville, California, M. Penn Phillips, of Hesperia, California, Harold V. Smith, of Helendale, California, Leonard Zagortz, of Barstow, California, Henry Balsiger, of Hinkley, California, and Robert J. Speth, of Daggett, California. Each director shall hold office for the term of four years, from and after the date of his taking of office, as provided herein, and until the election and qualification of his successor, except, that the seven members of the first board of directors shall classify themselves by lot, so that three of them shall hold office until the qualification of, and the taking of office by, their successors elected at an election held in the second succeeding even number year, and so that four shall hold office until the qualification of, and the taking of office by their successors elected at an election held in the third succeeding even number year. The first president-chairman of the board shall be Harold V. Smith.

In the case of all districts (except as to the election of the first board of directors) the elections of directors shall be held at the time of the direct primary election and shall be consolidated therewith. Each candidate for director who at such election receives votes on a majority of all the ballots cast for candidates for the office for which he seeks nomination shall be elected to such office. If at such primary election, as to any such office, none of the candidates receives such majority, the two candidates who receive the highest number of votes cast on all the ballots cast for candidates for such office, shall be the candidates for such office at the ensuing district election, which latter election shall be held at the same time as the next succeeding general election and shall be consolidated therewith. Candidates shall declare their candidacy and shall be nominated, election returns shall be canvassed, the election shall be held and conducted, the results shall be declared, and the certificates of election shall be issued, in the same manner as the declaration of candidacy, nomination, election, canvassing of returns, declaration of results, and issuance of certificates of election for county officers are made, declared, held, and conducted, and issued, so far as consistent with the provisions of this act and except as otherwise herein expressly provided. Directors elected hereunder shall take office at the same time provided by the Government Code for county officers. Said election held at the time of the direct primary election and consolidated therewith shall be

known as the Mojave-Antelope Water District Election and each other election which may be held by authority of this act or the Elections Code or other law applicable thereto shall be known as a Special Mojave-Antelope Water District Election.

SEC. 9. If, on the sixty-fifth day prior to the day fixed for the district general election, only one person has been nominated for each office of member of the board of directors to be filled at that election, or if no person has been nominated for any one or more of said offices, said board of directors shall by resolution entered in their minutes order that an election shall not be held, and shall immediately request that the board of supervisors of the county in which the district or a greater portion thereof is situated, at a regular or special meeting held prior to the day of election, appoint, and the board of supervisors shall thereupon appoint, to the office or offices the person or persons who have been nominated, or if no person or persons have been nominated, any qualified person or persons. The person appointed shall qualify and take office and serve exactly as if elected at a district general election.

SEC. 10. No person shall vote at any district election held under the provisions of this act who is not a voter within the meaning of the Elections Code, residing in the district.

SEC. 11. The board of directors of the municipal water district shall call and canvass all elections involving matters of initiative and referendum and shall call all other elections which it is authorized to canvass.

The governing board calling or conducting any election under the provisions of this act shall fix the compensation to be paid the officers of the election and shall designate the precincts and polling places for each division of the district and shall appoint the officers of such election, who shall consist of one inspector, one judge, and two clerks, unless in case of consolidated elections, other officers of election are required by law. The voting precincts for any such election may be established and the boundaries thereof fixed and described by such governing body, or such voting precincts may consist of either the regular election precincts or portions thereof within the district established for holding state or county elections, or a consolidation of any or all of such regular election precincts or portions thereof last established. If any such district election is consolidated with any state or county election, then the voting precincts, polling places, and election officers for the district election shall be the same as those established for such state or county election.

SEC. 12. Every incumbent of an elective office, whether elected by popular vote for a full term, or chosen by the board of directors to fill a vacancy, is subject to recall by the voters of any such district organized under the provisions of this act in accordance with the recall provisions of the Elections Code of the State with reference to cities.

SEC. 13. The board of directors shall be the governing body of such district. It shall hold its first meeting as soon as possible after the effective date of this act and not later than the sixth Monday after such date and shall thereupon provide for the time and place of holding its meetings and the manner in which its special meetings may be called. All legislative sessions of the board of directors whether regular or special shall be open to the public. A majority of the board of directors shall constitute a quorum for the transaction of business.

SEC. 14. The board of directors shall act only by ordinance, resolution, or motion. On all ordinances the roll shall be called and the ayes and noes recorded in the journal of the proceedings of the board of directors. Resolutions and orders may be adopted by voice vote, but on demand of any member the roll shall be called. No ordinance, motion, or resolution shall be passed or become effective without the affirmative vote of a majority of the members of the board. The enacting clause of all ordinances passed by the board shall be: "Be it ordained by the Board of Directors of the Mojave-Antelope Water District as follows:". Each of the members of the board of directors shall receive for each attendance at the meetings of the board twenty dollars (\$20). No director, however, shall receive pay for more than three meetings in any calendar month. Any vacancy in the board of directors shall be filled by a majority of the remaining directors, the person so chosen shall be a resident of and otherwise qualified to be a director from the division in which the vacancy shall occur and shall hold office for the remainder of the unexpired term.

SEC. 15. The board of directors shall be the governing body of such district, and shall at its first meeting, or as soon thereafter as practicable, appoint by a majority vote a secretary, treasurer, attorney, general manager and auditor, define their duties and fix their compensation, and each shall serve at the pleasure of the board, and may employ such additional assistants and employees as they may deem necessary to efficiently maintain and operate said district. Said board may consolidate the office of secretary and treasurer.

SEC. 16. No informality in any proceeding or informality in the conduct of any election, not substantially affecting adversely the legal rights of any citizen, shall be held to invalidate the incorporation of such district, and any proceedings, wherein the validity of such incorporation is denied, shall be commenced within three months from the date of the certificate of incorporation, otherwise said incorporation and

the legal existence of said district and all proceedings in respect thereto shall be held to be valid and in every respect legal and incontestable.

SEC. 17. A finding by the board of directors upon the existence, threat or duration of an emergency or shortage or upon the matter of necessity or any other matter or condition referred to in subdivisions 9a or 9b of said Section 3, shall be made by resolution or ordinance, and shall be prima facie evidence of the fact or matter so found, and such fact or matter shall be presumed to continue unchanged unless and until a contrary finding shall have been made by the board by resolution or ordinance. Such finding shall be received in evidence in any civil or criminal proceeding in which it may be offered, and shall be proof and evidence of the fact or matter found until rebutted or overcome by other sufficient evidence received in such proceeding. Copy of any resolution or ordinance setting forth such finding shall, when certified by the secretary of the district, be evidence that the finding was made by the district as shown by the resolution or ordinance and certification.

SEC. 18. From and after the publication or posting of any ordinance as provided in subdivision 9b of Section 3 of this act, it is hereby declared to be and it shall be a misdemeanor for any person, firm or corporation to use or apply water received from the district contrary to or in violation of such restriction or prohibition, until such ordinance shall have been repealed or such emergency or threatened emergency shall have ceased, and upon conviction thereof such person, firm or corporation shall be punished by being imprisoned in the county jail for not more than 30 days or by fine of not more than three hundred dollars (\$300), or by both such fine and imprisonment.

SEC. 19. All powers, privileges and duties vested in or imposed upon any district incorporated hereunder shall be exercised and performed by and through the board of directors; provided, however, that the exercise of any and all executive, administrative and ministerial powers may be by said board of directors delegated and redelegated to any of the offices created hereby or by the board of directors acting hereunder.

The board of directors shall have power:

(1) To fix the time and place or places at which its regular meetings shall be held, and shall provide for the calling and holding of special meetings.

(2) To fix the location of the principal place of business of the district and the location of all offices and departments maintained hereunder.

(3) To prescribe by ordinance a system of business administration and to create any and all necessary offices and to establish and re-establish the powers and duties and compensation of all officers and employees and to require and fix the amount of all official bonds necessary for the protection of the funds and property of the district.

(4) To prescribe by ordinance a system of civil service.

(5) To delegate and redelegate by ordinance to officers of the district power to employ clerical, legal and engineering assistants and labor, and under such conditions and restrictions as shall be fixed by the directors, power to bind the district by contract.

(6) To prescribe a method of auditing and allowing or rejecting claims and demands.

(7) To prescribe methods for the construction of works and for the letting of contracts for the construction of works, structures or equipment, or the performance or furnishing of labor, materials, or supplies, necessary or convenient for carrying out any of the purposes of this act or for the acquisition or disposal of any real or personal property; provided, that in cases where work is not to be done by the district itself by force account, and the amount involved shall be ten thousand dollars (\$10,000), or more, any contract for the doing of such work shall be let to the lowest responsible bidder, after publication, in the manner prescribed by the board, of notices inviting bids therefor, subject to the right of said board to reject any and all proposals; and provided further, that contracts, in writing or otherwise, for the acquisition or disposal of any real or personal property may be let without calling for competitive bids. The board, may, from time to time, fix and establish the manner of calling for bids and letting contracts, but except as such procedure so established by the board otherwise requires, all contracts may be entered into upon such terms and in such manner as the board may authorize.

(8) To fix the rates at which water shall be sold, and to establish different rates for different classes or conditions of service; provided, that rates shall be uniform for like classes or conditions of service throughout the district, but any special water rate fixed in accordance with terms and conditions of annexation fixed by the board under the provisions of Section 33, shall be deemed to be a rate for a different class or condition of service.

SEC. 20. Except as herein provided, no director of any district shall in any manner be interested, directly or indirectly, in any contract awarded or to be awarded by the board of directors, and no officer or employee of any district shall in any

manner be interested, directly or indirectly, in any contract made by such officer or employee pursuant to discretionary authority vested in him, or in the benefits to be derived therefrom. For any violation of this section, such director or other officer or employee of any district shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not exceeding five hundred dollars (\$500) or by imprisonment in the county jail not exceeding six months, or by both such fine and imprisonment. Neither this section nor any other law shall, however, be deemed to invalidate any contract or instrument, nor to establish or define any misdemeanor or other crime, merely because such director or other officer or employee shall have any interest in such contract or instrument, or shall derive any benefit therefrom:

(a) If such director or other officer or employee shall own or control, directly or indirectly, not more than 5 per centum of the outstanding stock or securities of the contracting corporation; or

(b) If such contract or instrument shall be entered into pursuant to the provisions of any ordinance or regulation of the district of uniform application, and which ordinance or regulation shall have become effective prior to the making or execution of such contract or instrument.

SEC. 21. The president and secretary in addition to the respective duties imposed on them by law shall perform such duties as may be imposed on them by the board of directors. The treasurer, or such other person or persons as may be authorized by the board of directors, shall draw checks or warrants to pay demands when such demands shall have been audited and approved in the manner prescribed by the board of directors.

The general manager shall have full charge and control of the maintenance, operation and construction of the water works or water works system of the district with full power and authority to employ and discharge all employees and assistants at pleasure, prescribe their duties, fix their compensation, subject to the approval of the board of directors.

The general manager shall perform such other duties as may be imposed on him by the board of directors. The general manager shall report to the board of directors in accordance with such rules and regulations as they may direct.

The attorney shall be the legal adviser of the district and shall perform such other duties as may be prescribed by the board of directors.

The board of directors shall designate a depository or depositories to have the custody of the funds of the district, all of which depositories shall give security sufficient to secure the district against possible loss, and who shall pay the warrants drawn by the treasurer for demands against the district under such rules as the directors may prescribe.

The general manager, secretary and treasurer, and all other employees or assistants of said district who may be required so to do by the board of directors, shall give such bonds to the district conditioned for the faithful performance of their duties as the board of directors from time to time may provide. The premiums on such bonds shall be paid by the district.

SEC. 22. Whenever the board of directors deems it necessary for the district to incur a bonded indebtedness for the acquisition, construction, completion, or repair of any or all improvements, works or property mentioned in this act, the board shall, by resolution, so declare and call an election to be held in said district for the purpose of submitting to the qualified voters thereof the proposition of incurring indebtedness by the issuance of bonds of said district. Said resolution shall state: (a) the purpose for which the proposed debt is to be incurred, which may include expenses of all proceedings for the authorization, issuance and sale of the bonds; (b) the amount of debt to be incurred; (c) the maximum term the bonds proposed to be issued shall run before maturity, which shall not exceed 40 years; (d) the maximum rate of interest to be paid, which shall not exceed 5 percent per annum, payable semi-annually, except that interest for the first year may be payable at the end of said year; (e) the measure to be submitted to the voters; (f) the date upon which an election shall be held for the purpose of authorizing said bonded indebtedness to be incurred; and (g) the designation of precincts, the location of polling places, and the names of the officers selected to conduct the election, who shall consist of one judge, one inspector and two clerks in each precinct. The board of directors shall provide for holding such special election on the day so fixed and in accordance with the provisions of the Elections Code so far as the same shall be applicable, except as herein otherwise provided. Notice of the holding of such election shall be given by publishing the resolution calling the election once each week for two weeks, the last publication to be made not less than two weeks prior to the date of the proposed election, in at least one newspaper published in such district. If there is no newspaper published in such district, then such resolution shall be posted in three public places in such district not less than two weeks prior to the date of the proposed election. No other notice of such election need be given. The returns of such election shall be made, the votes canvassed by said board of directors within seven days following said election, and the results thereof ascertained and declared in accordance with the provisions of the Elections Code, so far as they may

be applicable, except as in this act otherwise provided. The secretary of the board of directors, as soon as the result is declared, shall enter in the records of such board a statement of such results. No irregularities or informalities in conducting such election shall invalidate the same, if the election shall have otherwise been fairly conducted.

Any action or proceeding, wherein the validity of any such bonds or of the proceedings in relation thereto is contested, questioned or denied, shall be commenced within three months from the date of such election; otherwise, said bonds and all proceedings in relation thereto shall be held to be valid and in every respect legal and incontestable.

SEC. 23. Whenever the board of directors deems it necessary to incur a bonded indebtedness for the acquisition, construction, completion, or repair of any or all improvements, works or property mentioned in this act and to provide for such bonded indebtedness to be payable from taxes levied upon less than all of the district, the board shall, by resolution, so declare and state: (a) the purpose for which the proposed debt is to be incurred; (b) the amount of debt to be incurred, which may include expenses of all proceedings for the authorization, issuance and the sale of the bonds; (c) that the board intends to form an improvement district of a portion of the district which in the opinion of the board will be benefited, the exterior boundaries of which portion are set forth on a map on file with the secretary of the district, which map shall govern for all details as to the extent of the proposed improvement district, and to call an election in such proposed improvement district on a date to be fixed, for the purpose of submitting to the qualified voters thereof the proposition of incurring indebtedness by the issuance of bonds of the district for said improvement district; (d) that taxes for the payment of said bonds and the interest thereon shall be levied exclusively upon the taxable property in the improvement district; (e) that a general description of the proposed improvement, together with a map showing the exterior boundaries of said proposed improvement district with relation to the territory immediately contiguous thereto and to the proposed improvement is on file with the secretary of the district and is available for inspection by any person or persons interested; (f) the time and place for a hearing by the board on the questions of the formation of said proposed improvement district, the extent thereof, the proposed improvement and the amount of debt to be incurred; and (g) that at the time and place specified in the resolution any person interested, including all persons owning property in the district or in the proposed improvement district, will be heard. Notice of said hearing shall be given by publishing a copy of the resolution at least once each week for two weeks prior to the time fixed for the hearing in a newspaper printed and published in the district, if there is a newspaper printed and published in such district. Such notice shall also be given by posting a copy of said resolution in six public places within the proposed improvement district at least two weeks before the time fixed for said hearing.

At the time and place so fixed, or at any time and place to which the hearing is adjourned, the board shall proceed with the hearing. At the hearing any person interested, including any person owning property within the district or within the proposed improvement district, may appear and present any matters material to the questions set forth in the resolution declaring the necessity for incurring the bonded indebtedness. The board shall have power to change the purpose for which the proposed debt is to be incurred, or the amount of bonded debt to be incurred, or the boundaries of said proposed improvement district, or one or all of said matters; provided, however, that said board shall not change such boundaries so as to include any territory which will not, in its judgment, be benefited by said improvement.

The purpose, amount of bonded debt or boundaries shall not be changed by said board except after notice of its intention to do so, given by one insertion in a newspaper printed and published in said district, if there is a newspaper printed and published in such district, and by posting in six public places within said proposed improvement district. Said notice shall state the changed purpose and debt proposed and that the exterior boundaries as proposed to be changed are set forth on a map on file with the secretary of the district, which map shall govern for all details as to the extent of the proposed improvement district, and specify the time and place for hearing on such change, which time shall be at least 10 days after publication or posting of said notice. At the time and place so fixed, or at any time and place to which the hearing is adjourned, the board shall proceed with the hearing. At the hearing any person interested, including any person owning property within the district or the proposed improvement district, may appear and present any matters material to the changes stated in the notice. At the conclusion of the hearing the board shall by resolution determine whether it is deemed necessary to incur the bonded indebtedness, and, if so, the resolution shall also state the purpose for which said proposed debt is to be incurred, the amount of the proposed debt, that the exterior boundaries of the portion of the district which will be benefited are set forth on a map on file with the secretary of the district, which map shall govern for all details as to the extent of the improvement district, and that said portion of the

district set forth on said map shall thereupon constitute and be known as "Improvement District No. _____ of Mojave Antelope Water District," and the determinations made in said resolution shall be final and conclusive. After the formation of such improvement district within a district pursuant to this section, all proceedings for the purpose of a bond election shall be limited, and shall apply only, to the improvement district, and taxes for the payment of said bonds and the interest thereon shall be levied exclusively upon the taxable property in the improvement district.

After the board has made its determination of the matters required to be determined by said last mentioned resolution, and if the board deems it necessary to incur the bonded indebtedness, the board shall by a further resolution call a special election in said improvement district for the purpose of submitting to the qualified voters thereof the proposition of incurring indebtedness by the issuance of bonds of the district for said improvement district. Said resolution shall state: (a) that the board deems it necessary to incur the bonded indebtedness; (b) the purpose for which the bonded indebtedness will be incurred; (c) the amount of debt to be incurred; (d) the improvement district to be benefited by said indebtedness, as set forth in the resolution making determinations, and that a map showing the exterior boundaries of said improvement district is on file with the secretary of the district, which map shall govern for all details as to the extent of the improvement district; (e) that taxes for the payment of such bonds and the interest thereon shall be levied exclusively upon the taxable property in said improvement district; (f) the maximum term the bonds proposed to be issued shall run before maturity, which shall not exceed 40 years; (g) the maximum rate of interest to be paid, which shall not exceed 5 percent per annum, payable semiannually, except that interest for the first year may be payable at the end of the said year; (h) the measure to be submitted to the voters; (i) the date upon which an election shall be held for the purpose of authorizing said bonded indebtedness to be incurred; and (j) the designation of precincts, the location of polling places, and the names of the officers selected to conduct the election, who shall consist of one judge, one inspector and two clerks in each precinct.

The board of directors shall provide for holding such special election on the day so fixed and in accordance with the provisions of the Elections Code so far as the same shall be applicable, except as herein otherwise provided. Notice of the holding of such election shall be given by publishing the resolution calling the election at least once each week for two weeks prior to the date of the proposed election, in at least one newspaper printed and published in such district, if there is a newspaper printed and published in such district. Such resolution shall also be posted in three public places in such improvement district not less than two weeks prior to the date of the proposed election. No other notice of such election need be given.

The returns of such election shall be made, the votes canvassed by said board of directors within seven days following said election, and the results thereof ascertained and declared in accordance with the provisions of the Elections Code so far as they may be applicable, except as in this act otherwise provided. The secretary of the board of directors, as soon as the result is declared, shall enter in the records of such board a statement of such results. No irregularities or informalities in conducting such election shall invalidate the same, if the election shall have otherwise been fairly conducted.

Any action or proceeding, wherein the validity of the formation of the improvement district or of any such bonds or of the proceedings in relation thereto is contested, questioned or denied, shall be commenced within three months from the date of such election; otherwise, said bonds and all proceedings in relation thereto, including the formation of the improvement district, shall be held to be valid and in every respect legal and incontestable.

SEC. 24. Any portion of such district situated contiguous to an improvement district thereof, may be annexed to said improvement district in the following manner. A petition, which may consist of any number of separate instruments, shall be filed with the secretary of the district, signed by holders of title to sixty percent (60%) or more of the land in the portion proposed to be annexed, which land as so represented in said petition shall have an assessed valuation of not less than fifty percent (50%) of the land so proposed to be annexed. The petition shall contain the following: (a) a description of the area proposed to be annexed, which may be made by reference to a map on file with the secretary of the district, which map shall govern for all details as to the extent of the area proposed to be annexed, or in any other definite manner; (b) the terms and conditions upon which said proposed area may be annexed as theretofore determined by resolution adopted by the board of directors of the district; and (c) a prayer that the board of directors declare such area to be annexed to the improvement district. Said petition shall be accompanied by a certified check payable to the order of the district in sufficient sum to reimburse said district for expenses of processing and publishing the petition and preparing and making the filings required by law.

Within 10 days of the date of the filing of such petition the secretary of the district shall examine the same and ascertain whether or not such petition is signed by the

required number of property owners; and, if requested by the secretary of the district, the board of directors shall authorize him to employ persons especially for that purpose, in addition to the persons regularly employed in his office, and shall provide for their compensation. When the secretary of the district has completed his examination of the petition, he shall attach to the same his certificate, properly dated, showing the result of such examination; and if from such examination he shall find that said petition is signed by the requisite number of property owners, or is not so signed, he shall certify that the same is sufficient, or insufficient, as the case may be.

If by the certificate of the secretary of the district the petition is found to be insufficient, said petition may be amended by filing a supplemental petition or petitions within 10 days of the date of such certificate. The secretary of the district shall, within 10 days after the filing of such supplemental petition or petitions, make like examination of the same and certify to the result of such examination as hereinbefore provided.

If by the certificate of the secretary such petition, or petition as amended, is shown to be sufficient the secretary shall cause notice of hearing on the petition to be published and posted without delay.

The text of said petition shall be published once a week for at least two weeks prior to the time at which the same is to be presented to the board of directors of the district, in at least one newspaper printed and published in such district, if there is a newspaper printed and published in such district, together with a notice stating the time and place of the meeting at which the same will be presented. When contained upon one or more instruments one copy only of such petition need be published. No more than five of the names attached to said petition need appear in said publication of said petition and notice, but the number of signers shall be stated. Said notice and petition shall also be posted in three public places in the improvement district and three public places in the area proposed to be annexed, at least two weeks prior to the hearing.

The board of directors of the district shall proceed to hear the petition at the time and place fixed therefor and any person residing within the district or improvement district or owning taxable property in said district or improvement district shall be entitled to appear and be heard at such hearing. Such hearing may be continued from time to time by the board of directors of the district. At the conclusion of the hearing, and if the board of directors finds and determines from the evidence presented at said hearing that the area proposed to be annexed to an improvement district will be benefited thereby, and that the improvement district to which said area proposed to be annexed will also be benefited thereby and will not be injured thereby, then and in such case the board of directors of the district may, by resolution, approve such annexation, describing the territory so annexed, which may be by reference to a map on file with the secretary of the district, which map shall govern for all details as to the extent of the annexed area, or in any other definite manner, and the terms and conditions of annexation as theretofore determined by resolution of the board of directors.

From and after the date of the adoption of such resolution the area named therein shall be deemed added to and shall form a part of said improvement district and the taxable property therein shall be subject to taxation thereafter for the purposes of said improvement district, including the payment of the principal of and interest on bonds and other obligations of such improvement district at the time authorized and outstanding at the time of said annexation as if said annexed property had always been a part of said improvement district, and the board of directors of such district shall be empowered to do all things necessary to enforce and make effective the terms and conditions of annexation fixed as hereinabove authorized.

Any action or proceeding wherein the validity of any such annexation is contested, questioned or denied must be commenced within three months after the date of issuance by the Secretary of State of his certificate; otherwise said annexation shall be held to be valid and in every respect legal and incontestable.

SEC. 25. If from such returns it appears that more than two-thirds of the votes cast at such election held pursuant to the provisions of Section 23 or of Section 24 of this act, were in favor of and assented to the incurring of such indebtedness, then the board of directors may, by resolution, at such time or times as it deems proper, issue bonds of the district for the whole or any part of the amount of the indebtedness so authorized, and may from time to time provide for the issuance of such amounts as the necessity thereof may appear, until the full amount of such bonds authorized shall have been issued. Said full amount of bonds may be divided into two or more series and different dates fixed for the bonds of each series. The maximum term which the bonds of any series shall run before maturity shall not exceed 40 years from the date of each series respectively.

The board of directors shall, by resolution, prescribe the form of the bonds and the form of the coupons attached thereto and fix the time when the whole or any part of the principal shall become due and payable. The payment of the first installment of principal may be deferred for a period of not more than five years from the date of the bonds or the date of the bonds of each series respectively. The bonds shall bear interest at a rate or rates not to exceed seven percent (7%) per

annum, payable semiannually, except that interest for the first year may be payable at the end of said year. The board of directors may also provide for call and redemption of bonds prior to maturity at such times and prices and upon such other terms as it may specify. A bond shall not be subject to call or redemption prior to maturity unless it contains a recital to that effect or unless a statement to that effect is printed thereon.

The denomination of the bonds shall be stated in the resolution providing for their issuance, but shall not be less than one thousand dollars (\$1,000). The principal and interest shall be payable in lawful money of the United States at the office of the treasurer of the district or such other place or places as may be designated, or at either place or places at the option of the holder of the bond.

The bonds shall be dated, numbered consecutively, and be signed by the president and treasurer of the district, countersigned by the secretary of the district, and the official seal of the district attached. The interest coupons of such bonds shall be signed by the treasurer of said district. All such signatures and countersignatures may be printed, lithographed, or mechanically reproduced, except that one of said signatures or countersignatures to said bonds shall be manually affixed.

If the bond election proceedings have been initiated to and have applied only to an improvement district within said district, said bonds are bonds of the district and shall be issued in the name of the district and shall be designated "Bonds of Mojave-Antelope Water District for Improvement District No. _____" and each bond and all interest coupons thereof shall state that taxes levied for the payment thereof shall be levied exclusively upon the taxable property in said improvement district.

Before selling the bonds, or any part thereof, the board of directors shall give notice inviting sealed bids in such manner as it may prescribe. If satisfactory bids are received, the bonds offered for sale shall be awarded to the highest responsible bidder. If no bids are received, or if said board determines that the bids received are not satisfactory as to price or responsibility of the bidders, it may reject all bids received, if any, and either readvertise or sell the bonds at private sale.

The proceeds arising from the sale of bonds shall be paid into the treasury of the district and placed to the credit of a special improvement fund and expended only for the purpose for which the indebtedness was created; provided, however, that when said purpose has been accomplished any moneys remaining in said special improvement fund may be transferred to the fund to be used for the payment of principal of and interest on the bonds. Said remaining moneys remaining from the sale of bonds of the district may also be used for some other district purpose. Such moneys remaining from the sale of bonds of the district for an improvement district therein may also be used for any purpose which will benefit the property in the improvement district. Said moneys may not be used for said other district purpose or improvement district purpose until two-thirds of the qualified voters of said district or improvement district have consented thereto at a special election called in said district or improvement district by the board of directors. Notice of said election shall be given in the manner provided for bond elections in said district or improvement district, as the case may be, and in other respects the election shall be conducted as are other such district elections.

SEC. 26. The board of directors shall have power to construct works along and across any stream of water, watercourse, street, avenue, highway, canal, ditch, or flume, or across any railway which the route of said works may intersect or cross; provided, such works are constructed in such manner as to afford security for life and property, and said board of directors shall restore the crossings and intersections to their former state as near as may be, or in a manner not to have impaired unnecessarily their usefulness. Every company whose right of way shall be intersected or crossed by said works shall unite with said board of directors in forming said intersections and crossings and grant the rights therefor. The right of way is hereby given, dedicated and set apart to locate, construct and maintain such works along and across any street or public highway and over and through any of the lands which are now or may be the property of this State, and to have the same rights and privileges appertaining thereto as have been or may be granted to cities within the State. Any use, under this section, of a public highway now or hereafter constituted a state highway shall be subject to the provisions of Chapter 3 of Division 1 of the Streets and Highways Code.

SEC. 27. No suit shall be brought on any claim for money or damages against any district or the board of directors or any director or other officer or employee thereof, until a verified demand therefor shall have been filed, as herein provided, and rejected in whole or in part. If rejected in part, suit may be brought to recover the whole. Except in those cases where a shorter period of time is otherwise provided by law, verified demands for all such claims for damages must be filed with the secretary of such district within six months after the occurrence from which the damages arose or within six months after the effective date of this section, and verified demands for all other claims shall be filed with the secretary of such district within six months after the last item of the account or claim accrued or within six months after the effective date of this section. Each such verified demand shall set

forth with reasonable certainty the nature of the claim and shall contain the name and address of the claimant, the date of the occurrence from which the damages arose or the date when each item of the account or claim accrued, the total amount originally claimed, all payments thereon or offsets or credits thereto, the net amount due, owing, and unpaid on such claim, and if such claim shall have been assigned, the name of the original claimant and the names of all assignees and the full particulars of each assignment. Verified demands so filed with said secretary shall be presented to the board of directors at its next meeting, and failure of the board of directors to act upon any such verified demand within ninety (90) days from the date such demand is filed with said secretary shall be deemed to be a rejection thereof. Nor shall suit be brought against such district or the board of directors or any director or other officer or employee thereof upon any claim or demand that shall have been approved in whole and audited for payment; provided, that nothing herein contained shall be construed so as to deprive the holder of any claim of his right to resort to writ of mandamus or other proceeding against the district or the board of directors or any officer thereof to compel it or him to act upon such claim or to pay the same when so audited. If suit be brought on a claim allowed in part and rejected in part by the board of directors and no more is recovered in such suit than the amount so allowed by the board of directors, no costs shall be awarded to the claimant.

SEC. 28. No director or other officer, agent, or employee of any district shall be liable for any act or omission of any officer, agent or employee appointed or employed by him unless he had actual notice that the person appointed or employed was inefficient or incompetent to perform the service for which such person was appointed or employed or unless he retains the inefficient or incompetent person after notice of the inefficiency or incompetency.

The district may employ counsel to defend any litigation brought against any director or other officer, agent, or employee thereof, on account of his official action, and the fees and expenses involved therein shall be a lawful charge against the district.

If any director or other officer, agent, or employee of the district is held liable for any act or omission in his official capacity, and any judgment is rendered thereon, the district, except in case of his actual fraud or actual malice, shall pay the judgment without obligation for repayment by such director or other officer, agent, or employee.

SEC. 29. The board of directors, so far as practicable, shall fix such rate or rates for water in the district and in each improvement district therein as will result in revenues which will pay the operating expenses of the district, and the improvement district, provide for repairs and depreciation of works, provide a reasonable surplus for improvements, extensions, and enlargements, pay the interest on any bonded debt, and provide a sinking or other fund for the payment of the principal of such debt as it may become due. Said rates for water in each improvement district may vary from the rates of the district and from other improvement districts therein.

SEC. 30. If the revenues of the district, or of any improvement district therein, are or in the judgment of the board of directors will probably be inadequate for any cause to pay the principal of or interest on any bonded debt of the district, or any improvement district thereof, as it becomes due and also the amounts set forth in Section 29 of this act, the board of directors must cause a tax to be levied, as herein provided, sufficient to provide for such deficit and to pay the amount of such principal and interest as will become due before the proceeds of a tax levied at the next general tax levy will be available.

SEC. 31. The board of directors shall determine the amounts necessary to be raised by taxation during the fiscal year and shall fix the rate or rates of tax to be levied which will raise the amounts of money required by the district, and within a reasonable time previous to the time when the board of supervisors is required by law to fix its tax rate, the board of directors shall certify to the board of supervisors the rate or rates so fixed and shall furnish to the board of supervisors a statement in writing containing the following: (a) an estimate of the minimum amount of money required to be raised by taxation during the fiscal year for the payment of the principal of an interest on any bonded debt of the district or of an improvement district thereof as will become due before the proceeds of a tax levied at the next general tax levy will be available; (b) an estimate of the minimum amount of money required to be raised by taxation during the fiscal year for all other purposes of the district. Such tax rate shall not exceed thirty cents (\$0.30) on each one hundred dollars (\$100) of assessed valuation of all taxable property within the district, exclusive of such portion of the rate as may be levied annually to pay principal and interest on bonds of the district. The board of directors shall direct that at the time and in the manner required by law for the levying of taxes for county purposes, such board of supervisors shall levy, in addition to such other tax as may be levied by such board of supervisors, at the rate or rates so fixed and determined by the board of directors, a tax upon

the property within the district, or improvement district thereof benefited by the bonded debt, as the case may be, and it is made the duty of the officer or body having authority to levy taxes within each county to levy the tax so required. Taxes for the payment of the interest on or principal of any bonded debt shall be levied on the property within the district, or improvement district thereof, benefited by the bonded debt, as determined by the board of directors in the resolution declaring the necessity to incur the debt. Taxes for other purposes of the district shall be levied on all property in the district or portion thereof subject to the particular tax, and it shall be the duty of all county officers charged with the duty of collecting taxes to collect such tax in time, form, and manner as county taxes are collected, and when collected to pay the same to the district. Taxes for the payment of a bonded debt and the interest thereon shall be a lien on all the property benefited thereby as stated in the resolution of the board of directors declaring the necessity to incur the debt. All taxes for other purposes of the district shall be a lien on all the property in the district subject to the respective tax. District taxes, whether for payment of a bonded indebtedness and the interest thereon or for other purposes, shall be of the same force and effect as other liens for taxes, and their collection may be enforced by the same means as provided for the enforcement of liens for state and county taxes.

SEC. 32. Ordinances may be passed by the voters of any such district organized under the provisions of this act in accordance with the methods provided by the Elections Code for direct legislation in cities.

SEC. 33. Any portion of a county within or outside of the county in which such district is situated, or any city situated within any county, or both, may be added to any district organized under the provisions of this act, and such cities need not be contiguous and such unincorporated territory may consist of one or more parcels which need not be contiguous one with the other or with any such cities and such annexing area or areas need not be contiguous with the district. Such annexation shall occur in the following manner. A petition, which may consist of any number of separate instruments, shall be filed with the secretary of the district, signed by voters residing within the boundaries of the area proposed to be annexed equal in number to at least 10 per centum of the number of such voters voting for all candidates for the office of Governor of this State at the last general election prior to the filing of such petition; provided, that where one or more cities are included in such proposed annexation, such petition must be signed by at least 10 per centum of the voters of each such city so voting at such election. Such petition shall set forth and describe the boundaries of the area proposed to be annexed and shall contain a prayer that such area be annexed to such municipal water district.

The text of such petition shall be published once a week for at least two weeks, the last publication to be made not less than one week nor more than four weeks before the time at which the same is to be presented to the board of directors of the district in at least one, but not to exceed three, newspapers printed and published in such county, together with a notice stating the time of the meeting at which the same will be presented. When contained upon one or more instruments, one copy only of such petition need be published. No more than five of the names attached to said petition need appear in said publication of said petition and notice, but the number of signers shall be stated.

Within 10 days of the date of the filing of such petition the secretary of the district shall examine the same and ascertain whether or not such petition is signed by the requisite number of voters; and if requested by the secretary of the district, the board of directors shall authorize him to employ persons especially for that purpose, in addition to the persons regularly employed in his office, and shall provide for their compensation. When the secretary of the district has completed his examination of the petition, he shall attach to the same his certificate, properly dated, showing the result of such examination; and if from such examination he shall find that said petition is signed by the requisite number of voters or is not so signed, he shall certify that the same is sufficient or insufficient, as the case may be.

If, by the certificate of the secretary of the district, the petition is found to be insufficient, he shall also certify to the number of voters required to make such petition sufficient, and it may be amended by filing a supplemental petition or petitions within 10 days of the date of such certificate. The secretary of the district shall, within 10 days after the filing of such supplemental petition or petitions, make like examination of the same and certify to the result of such examination as hereinbefore provided.

If his certificate shall show any such petition, or such petition as amended, to be insufficient, it shall be filed by him with the board of directors of the district and kept as a public record, without prejudice, however, to the filing of a new petition to the same effect. But if, by the certificate of the secretary, such petition, or petition as amended, is shown to be sufficient, the secretary shall present the same to the board of directors, without delay.

If any supplemental petition be filed, all the signatures appended to the petition or to the supplemental petition or petitions shall be considered in determining the number of voters signing the petition.

After an election for the annexation of such area to the district the sufficiency of such petition in any respect shall not be subject to judicial review or be otherwise questioned.

Such petition may be granted by ordinance of the board of directors of such district. In granting such petition, such board of directors may fix in said ordinance the terms and conditions upon which such annexation may occur, and such terms and conditions may provide, among other things, for the levy by such district of special taxes upon taxable property within such annexed area or areas in addition to the taxes elsewhere in this act authorized to be levied by such district, and in case such terms and conditions shall provide for the levy of such special taxes, the board of directors, in fixing such terms and conditions, shall specify the aggregate amount to be so raised and the number of years prescribed for raising such aggregate sum and that substantially equal annual levies will be made for the purpose of raising such sum over the period so prescribed. Such terms and conditions also may provide, among other things, that a special water rate may be fixed from time to time by the board of directors for the area or areas proposed to be annexed. If such petition is granted, the proposition of such annexation subject to the terms and conditions so fixed, shall be submitted to the vote of the voters in the proposed addition, at an election called by the board of directors and held, as herein provided, with 70 days after the effective date of such ordinance. Notice of such election shall be given by publication in a newspaper of general circulation published in the county once a week for three successive weeks, the last publication to be not more than four weeks nor less than one week prior to the date fixed for such election. Such notice shall describe the boundaries of the area or areas so proposed to be annexed and shall designate such territory by some appropriate name, or other words of identification, by which such territory may be referred to and indicated upon the ballot to be used at any election at which the question of such annexation is submitted, as in this act provided. Such notice also shall contain the substance of the terms and conditions fixed by the board of directors, as herein provided. The measure so submitted at such election shall be stated on the ballot substantially as follows: "Shall _____ (giving the name or other designation of the territory proposed to be annexed, as stated in the notice of election) be annexed to the Mojave-Antelope Water District subject to the terms and conditions fixed by the board of directors of said district?" At the right of such proposition there shall be printed the words "yes" and "no" with voting squares. The board of directors shall canvass the votes cast at such election and if such proposition is approved by a majority of the voters voting thereon at such election, the president and secretary of the board of directors shall certify that fact to the Secretary of State and to the county recorder of the county in which such district is located and the county in which the territory is situated. Upon receipt of such last-mentioned certificate, the Secretary of State shall, within 10 days, issue his certificate reciting the passage of said ordinance and the addition of said area or areas to said district. A copy of said certificate shall be transmitted to, and filed with, the county clerk of the county in which such district is situated and the county in which the territory is situated. From and after the date of such certificate, the area or areas named therein shall be deemed added to, and shall form a part of, said district, and the taxable property therein shall be subject to taxation thereafter for the purposes of said district, including the payment of bonds and other obligations of such district at the time authorized or outstanding, and the board of directors of such district shall be empowered to do all things necessary to enforce and make effective the terms and conditions of annexation fixed as hereinabove authorized.

Sec. 34. The Mojave-Antelope Water District shall include the following area:

(a) Territory included within Zone 4 of the San Bernardino County Flood Control District and Zone 6 of the San Bernardino County Flood Control District, except the area described as follows: Commencing at the Northeast corner of T 2 N, R 2 E, SBB&M, thence west along the Township line between T 2 N and T 3 N to the west line of R 1 W, thence south along said range line to the S. W. corner of Sec. 30, T 2 N, R 1 W, thence east to the Northeast corner of Sec. 36, T 2 N, R 2 E, SBB&M, thence north along the township line between T 2 N and T 3 N to the point of beginning.

(b) Territory included within Zone 5 of the San Bernardino County Flood Control District, except the area described as follows: Commencing at the southwest corner of T 2 N, R 2 W, SBB&M, thence north to the Northwest corner of T 2 N, R 2 W, SBB&M thence west to the Northwest corner of T 2 N, R 4 W, SBB&M thence south to the Southeast corner of Sec. 12, T 2 N, R 4 W, SBB&M, thence west to the Southwest corner of Sec. 7, T 2 N, R 4 W, SBB&M, thence to the southwest corner of Sec. 18, T 2 N, R 4 W, SBB&M, thence east to the Southeast corner of Section 18, T 2 N, R 4 W, SBB&M, thence to the Southeast corner of

Sec. 31, T 2 N, R 4 W, SBB&M, thence east along the Section line to the point of beginning."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

Motion to Print With a Rush Order

Senator Williams moved that Senate Bill No. 2627 be sent to print with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, MAY 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Assembly Bill No. 917

Assembly Bill No. 1926

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 917

Senator Gibson moved that Assembly Bill No. 917 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 917—An act to amend Sections 5302, 29914 and 29917 of the Government Code, Sections 7432 and 7435 of the Education Code, Sections 55524 and 55525 of the Water Code, Sections 4789 and 4790 of the Health and Safety Code, and Section 7 of the Los Angeles County Flood Control Act, all relating to bonds including bond denominations, interest, signatures and countersignatures.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 15, of the printed bill, after "thereof," insert "the board of supervisors may provide that".

Amendment No. 2

On page 2, line 20, after "thereof," insert "the board may provide that".

Amendment No. 3

On page 2, line 52, after "thereof," insert "the board may provide that".

Amendment No. 4

On page 3, line 21, after "thereof," insert "the district board may provide that".

Amendment No. 5

On page 4, line 6, after "thereof," insert "the board of supervisors may provide that".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 1926

Senator Gibson moved that Assembly Bill No. 1926 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1926—An act to amend Sections 74132, 74133, 74134, and 74135 of the Government Code, relating to employees of municipal courts in Riverside County.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 4, of the printed bill, as amended in Assembly May 8, 1957, strike out lines 11 to 15, inclusive, and insert "minimum monthly salary of three hundred eighty-four dollars (\$384), with a semiannual increment of nineteen dollars (\$19), and thereafter annual increments of twenty dollars (\$20), twenty-one dollars (\$21), and twenty-two dollars (\$22), to a maximum of four hundred sixty-six dollars (\$466)."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Public Health and Safety**

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 920

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 920

Senator Thompson moved that Senate Bill No. 920 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 920—An act to add Section 1418.5 to the Health and Safety Code, relating to the regulation of nursing and rest homes.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, after line 17, insert

"At least 30 days prior to the filing of the complaint in such action, the director shall serve the licensee with a written notice specifying each deficiency in the licensed home or institution, and of the alleged threatened violation, or threatened continued violation of this chapter or any of the regulations promulgated under this chapter, and shall be granted a hearing thereon. No restraining order or injunction, either temporary or permanent, shall be granted by the court prior to such hearing which would cause a licensed home or institution to cease operations or which would seriously impede the continued operation of the home or institution. No licensed home or institution shall by such injunction or restraining order be closed or its operations seriously impeded by virtue of this section unless the operator thereof

has been given the notice hereinabove stated and a hearing granted as herein provided, and then only unless the evidence introduced at such hearing shows by a preponderance of the evidence that the said deficiencies or violations have occurred as charged against the said licensee."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 393

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 393

Senator Thompson moved that Senate Bill No. 393 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 393—An act to add Chapter 5.1 (commencing with Section 2500) to Division 2 of the Business and Professions Code, relating to the licensing of psychiatric technicians.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate May 7, 1957, strike out "licensing", and insert "certification".

Amendment No. 2

On page 1, strike out lines 14 to 25, inclusive; on page 2, strike out lines 1 to 5, inclusive, and insert "means any person who, under the supervision of a licensed physician or psychiatrist, performs professional services in caring for and treatment of the mentally ill, mentally deficient, or mentally disordered for compensation or personal profit, which services:

(a) Involve responsible supervision of such mentally ill, mentally deficient, or mentally disordered patients requiring technical skills in the observation and recognition of symptoms and reactions of such patients; and the accurate recording of the same, and the carrying out of treatments and medications as prescribed by a licensed physician or psychiatrist; and

(b) Require the application of such techniques and procedures as involve understanding of cause and effect and the safeguarding of life and health of the patient and others; and

(c) Require the performance of such other duties as are necessary to facilitate rehabilitation of the patient or are necessary in the physical, therapeutic, and psychiatric care of the patient; and

(d) Require the application of principles of treatment based upon biological, physical, and social sciences."

Amendment No. 3

On page 2, line 14, strike out "licensed", and insert "certificated".

Amendment No. 4

On page 2, line 16, strike out "licensed", and insert "certificated".

Amendment No. 5

On page 2, lines 22 and 23, strike out "license", and insert "certificate".

Amendment No. 6

On page 2, line 26, strike out "license", and insert "certificate".

Amendment No. 7

On page 2, line 40, strike out "maximum", and insert "minimum".

Amendment No. 8

On page 2, line 43, strike out "18", and insert "12".

Amendment No. 9

On page 2, lines 46 and 47, strike out "licensee", and insert "certified psychiatric technician".

Amendment No. 10

On page 2, line 48, strike out "license", and insert "certificate".

Amendment No. 11

On page 3, line 2, strike out "license", and insert "certificate".

Amendment No. 12

On page 3, line 10, strike out "licensed", and insert "issued a certificate".

Amendment No. 13

On page 3, line 12, strike out "license", and insert "certificate".

Amendment No. 14

On page 3, line 14, after "license", insert "or certificate".

Amendment No. 15

On page 3, line 18, strike out "licensed", and insert "certified".

Amendment No. 16

On page 3, line 19, strike out " "L.P.T." " and insert " "C.P.T." "

Amendment No. 17

On page 3, line 23, strike out "licensee", and insert "certified psychiatric technician".

Amendment No. 18

On page 3, line 28, strike out "license", and insert "certificate".

Amendment No. 19

On page 3, line 41, strike out "licensee", and insert "certified psychiatric technician".

Amendment No. 20

On page 3, line 47, strike out "licensee", and insert "certified psychiatric technician".

Amendment No. 21

On page 4, line 11, strike out "license", and insert "certificate".

Amendment No. 22

On page 4, line 17, strike out "license", and insert "certificate".

Amendment No. 23

On page 4, line 23, after "another", insert "certified".

Amendment No. 24

On page 4, line 24, strike out "license", and insert "certificate".

Amendment No. 24.5

On page 4, between lines 24 and 25, insert

"(i) The use of excessive force upon or the mistreatment or abuse of any patient."

Amendment No. 25

On page 4, line 25, strike out "license", and insert "certificate".

Amendment No. 26

On page 4, line 26, strike out "licensed", and insert "certified".

Amendment No. 26.5

On page 4, line 28, strike out "license" and insert "certificate".

Amendment No. 27

On page 4, line 33, strike out "license", and insert "certificate".

Amendment No. 28

On page 4, line 34, strike out "licensee", and insert "certified psychiatric technician".

Amendment No. 29

On page 4, line 37, strike out "license", and insert "certificate".

Amendment No. 30

On page 4, line 42, strike out the first "license", and insert "certificate".

Amendment No. 31

On page 4, line 42, strike out the second "license", and insert "certificate".

Amendment No. 32

On page 5, line 29, strike out "not licensed", and insert "to whom a certificate has not been issued".

Amendment No. 33

On page 5, line 31, strike out "licensed", and insert "certified".

Amendment No. 34

On page 5, line 36, strike out "license", and insert "certificate".

Amendment No. 35

On page 5, line 43, strike out "license", and insert "certificate".

Amendment No. 36

On page 5, line 44, strike out "license fee", and insert "fee required by this chapter".

Amendment No. 36.5

On page 5, line 44, strike out the second "license", and insert "certificate".

Amendment No. 37

On page 5, line 46, strike out "licensed", and insert "certified".

Amendment No. 38

On page 5, line 49, strike out "license", and insert "certificate".

Amendment No. 39

On page 6, line 1, strike out "license", and insert "certificate".

Amendment No. 40

On page 6, line 7, strike out "license", and insert "certificate".

Amendment No. 41

On page 6, line 25, strike out "license", and insert "certificate".

Amendment No. 42

On page 6, line 27, strike out "license", and insert "certificate".

Amendment No. 43

On page 6, line 29, strike out "license", and insert "certificate".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

RECESS

At 5.55 p.m., on motion of Senator Burns, the Senate recessed until 8.30 p.m.

REASSEMBLED

At 8.30 p.m., the Senate reconvened.

Hon. Harold J. Powers, President of the Senate, presiding.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CALL OF THE SENATE

Senator Harold T. Johnson moved a call of the Senate.

Motion carried.

Time, 8.31 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE SENATE
REQUEST FOR UNANIMOUS CONSENT**

Senator Montgomery asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 166, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 166

Assembly Concurrent Resolution No. 166—Commending Miss Vivian Willits.

Resolution read, and presented by Senator Montgomery.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

REQUEST FOR UNANIMOUS CONSENT

Senator Montgomery asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 167, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 167

Assembly Concurrent Resolution No. 167—Relative to the retirement of Dr. J. Paul Leonard.

Resolution read, and presented by Senator Montgomery.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

REQUEST FOR UNANIMOUS CONSENT

Senator Dolwig asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 170, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 170

Assembly Concurrent Resolution No. 170—Relative to the passing of Hugh H. Smith.

Resolution read, and presented by Senator Dolwig.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Bill No. 862—An act to add Article 5, comprising Section 18071, to Chapter 1, Division 9, of the Education Code, and to amend Section 1306 of said code, relating to delegation of the power of contract by governing boards of school districts.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3005—An act to amend Sections 43611 and 43620 of, and to add Section 43610.1 to the Government Code, relating to city bonds.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 155—Relative to the Republic of Mexico's Ninety-fifth Anniversary of the Cinco de Mayo.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—25.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1535—An act to add Sections 9551 and 20255 to the Education Code, relating to televised educational programs in the Public School System.

Bill read third time, and presented by Senator Robert I. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Teale, and Thompson—24.

NOES—Senator Murdy—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 323—An act conveying certain tidelands and lands lying under inland navigable waters, situated in San Francisco Bay, to the City of Sausalito, for public purposes and benefits, and providing for the government, management and control thereof, reserving rights to the State; and in connection therewith repealing Chapter 913 of the Statutes of 1951 and Chapter 534 of the Statutes of 1953.

Bill read third time, and presented by Senator John F. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 678—An act conveying certain tidelands, lands lying under inland navigable waters, swamp and overflow lands, situate in Marin County, to the Bolinas Harbor District, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Bill read third time, and presented by Senator John F. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1340—An act to amend Sections 16303 and 16304 of, and to add Section 16304.1 to, the Government Code, relating to the revision of appropriations.

Bill read third time, and presented by Senator Robert I. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1342—An act to amend Sections 17091 and 17092 of, and to add Section 17097 to, the Government Code, relating to lost or destroyed state warrants.

Bill read third time, and presented by Senator Robert I. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2260—An act to amend Sections 92.7 and 92.8 of the Agricultural Code, relating to fairs.

Bill read third time, and presented by Senator Thompson.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1639—An act to add Section 18649 to the Financial Code, relating to exemption of loans of \$5,000 or more from regulations.

Bill read third time, and presented by Senator Robert I. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 333—An act to amend Section 2270 of the Health and Safety Code, relating to mosquito abatement districts.

Bill read third time, and presented by Senator John F. McCarthy.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1053—An act to amend Section 7100 of, and to add Section 7115 to, the Health and Safety Code, relating to dispositions to blood banks, artery banks, eye banks, or other therapeutic services.

Bill read third time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 38, of the printed bill, as amended in Assembly April 5, 1957, strike out "or", and insert "of".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Concurrent Resolution No. 163—Relative to approving charter of the City of Fresno, State of California, ratified by the qualified electors of said city at a general municipal election held on the eighth day of April, 1957.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 164—Relative to approving certain amendments to the charter of the City of Fresno, a municipal corporation in the County of Fresno, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election held therein on the eighth day of April, 1957.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1441—An act to add Section 4662 to the Corporations Code, relating to the winding up and dissolution of public utility corporations.

Bill read third time, and presented by Senator Murdy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2968—An act to add Section 1092.5 to the Government Code, to add Section 1011.5 to the Education Code, and to amend Section 32108 of the Health and Safety Code, relating to the interest of public officers in public contracts.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1553—An act to amend Sections 1550, 2180.5, and 3082 of the Welfare and Institutions Code, relating to the administration of public assistance.

Bill read third time, and presented by Senator Busch.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 130—An act to amend Section 28132 of the Government Code, relating to compensation for public services in counties of the thirty-second class.

Bill read third time, and presented by Senator Busch.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2347—An act to add Sections 26906.1 and 29120.3 to the Government Code, relating to counties.

Bill read third time, and presented by Senator Harold T. Johnson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3230—An act to amend Section 11829 of the Public Utilities Code, relating to municipal utility district elections.

Bill read third time, and presented by Senator Harold T. Johnson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Desmond, Dolwig, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3972—An act to add Section 24256 to the Government Code, relating to county seats.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Teale, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2804—An act to amend Section 38792 of the Government Code, relating to dog license fees.

Bill read third time, and presented by Senator Cunningham.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Harold T. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Teale, and Thompson—21.

NOES—Senators Berry, Hollister, John F. McCarthy, and Short—4.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 778—An act to add Section 2672.5 to the Elections Code, relating to filing fees required of candidates for election to a county central committee.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Farr, Grunsky, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Teale, and Thompson—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2678—An act respecting the tidelands and submerged lands granted to the City of Coronado pursuant to Chapter 49, Statutes of 1923, Chapter 293, Statutes of 1931, and Chapter 1563, Statutes of 1947, located in San Diego Bay, and granting additional lands to said city, and reserving certain rights to the State of California.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Farr, Grunsky, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Teale, and Thompson—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1068—An act to amend Sections 32271, 32272, 32301, and 32381 of the Revenue and Taxation Code, and to add Section 32556 and Article 2.5 to Chapter 7 of Part 14 of Division 2 of said code, all relating to the alcoholic beverage tax.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Farr, Grunsky, Harold T. Johnson, Kraft, John F. McCarthy, Robert L. McCarthy, Montgomery, Murdy, Regan, Short, Teale, and Thompson—22.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 4124—An act to amend Sections 30754, 30816 and 30817 of the Water Code, relating to appointments in lieu of elections.

Bill read third time, and presented by Senator Murdy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Farr, Grunsky, Harold T. Johnson, Kraft, John F. McCarthy, Robert L. McCarthy, Montgomery, Murdy, Regan, Short, Teale, and Thompson—22.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3375—An act to amend Section 24352.5 of the Health and Safety Code, relating to air pollution.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Farr, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert L. McCarthy, Montgomery, Murdy, Regan, Short, Teale, and Thompson—23.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3376—An act to amend Section 24367.13 of the Health and Safety Code, relating to air pollution.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Farr, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert L. McCarthy, Montgomery, Murdy, Regan, Short, Teale, and Thompson—22.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3373—An act to amend Section 24354.9 of the Health and Safety Code, relating to air pollution.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Farr, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert L. McCarthy, Montgomery, Murdy, Regan, Short, Teale, and Thompson—23.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1904—An act to amend Sections 819, 828.65, and 8129.45 of, and to add Sections 819.1, 819.2, and 819.3 to, the Agricultural Code, relating to sweet potatoes.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, and Thompson—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 81—An act to add Sections 17117.5 and 24273.5 to the Revenue and Taxation Code, relating to the personal income and bank and corporation taxes.

Bill read third time, and presented by Senator Murdy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, and Thompson—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 75—Relative to a study of the laws relating to narcotics by the California Law Revision Commission.

Resolution read, and presented by Senator Kraft.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, and Thompson—24.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 2992—An act to amend Section 816.5 of the Public Utilities Code, relating to public utilities.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, and Thompson—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1280—An act to amend Sections 26855.2 and 26855.3 of the Government Code, relating to fees of county clerks.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, and Thompson—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2970—An act to amend Sections 127, 181, 1054, 1360, 1411, 1412, 1413, 1414, 1415, 1615, 1616, 1617, 1618, 1651, 1676, 1677, 13011, 20016, 20019, 20082, 20083, 20084, 20085, and 20086 of, to

add Sections 133 and 163 to, and to repeal Sections 1361, 1362 and 1363 of, the Water Code, to amend Sections 8112, 8118, 8132, and 8138 of, and to add Sections 14105 and 16049.5 to the Government Code, to amend Section 9065 of the Public Resources Code, and to amend Section 1 of Chapter 1693 of the Statutes of 1953, relating to the water resources of the State and the administration thereof.

Bill read third time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 8 of the title of the printed bill, as amended in Senate May 10, 1957, after "amend", insert "and renumber".

Amendment No. 2

On page 2, line 4, strike out "11157".

Amendment No. 3

On page 2, line 5, strike out "and 16049", and insert "16049", and the first sentence of Section 11157".

Amendment No. 4

On page 8, line 26, after "amended", insert "and renumbered".

Amendment No. 5

On page 8, line 27, strike out "9065", and insert "9066".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 2038—An act to amend Section 4382 of the Business and Professions Code, relating to pharmacy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 648—An act to add Section 21604 to the Public Utilities Code, to add Part 1.5 (commencing with Section 21800), to Division 9 of said code, and to repeal Article 6.5 (commencing with Section 50485), of Chapter 2 of Part 1 of Division 1 of Title 5 of the Government Code, relating to airports and aviation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 3978—An act to add Section 1102.5 to the Agricultural Code, relating to eggs.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 344—An act to add Chapter 4 to Part 2, Division 1, Title 5, of the Government Code, relating to the collection of special assessments.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 490—An act to amend Section 462 of the Public Utilities Code, relating to common carrier fares.

Bill read third time, and presented by Senator Erhart.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1157—An act to amend Sections 633, 641, and 662 of the Welfare and Institutions Code, relating to the management of juvenile halls.

Bill read third time, and presented by Senator Regan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2422—An act to add Section 458.5 to the Vehicle Code, relating to highways.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Harold T. Johnson, Kraft, John F.

McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—24.
NOES—Senator Hollister—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1918—An act to amend Section 2226 of, and to add Sections 3009 and 3408 to, the Welfare and Institutions Code, relating to liens for public assistance.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—25.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 430—An act to add Section 25921 to the Government Code, relating to the authority of boards of supervisors to sell or exchange products of an aboretum.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Teale, Thompson, and Williams—26.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 773—An act to amend Section 18004 of the Education Code, relating to the improvement of public streets and other places by school districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 830—An act to amend Section 18053 of the Education Code, relating to school district contracts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Collier, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1213—An act to amend Sections 5922 and 5923 of the Education Code, relating to warehouse revolving funds.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Christensen, Cobey, Collier, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3949—An act to amend Sections 18171 and 18171.1 of the Streets and Highways Code, relating to street lighting.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3950—An act to amend Section 18041 of the Streets and Highways Code, relating to street lighting.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3951—An act to amend Sections 18007 and 18031 of the Streets and Highways Code, relating to street lighting.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3952—An act to add Section 18004.5 to the Streets and Highways Code, relating to street lighting.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3961—An act to add Chapter 5.5 (commencing at Section 18080) to Part 1, Division 14, of the Streets and Highways Code, relating to the annexation of territory to lighting assessment districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2762—An act to amend Sections 72757 and 72759 of the Government Code, relating to municipal courts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 610—An act to amend Section 690 of the Elections Code, relating to compensation of members, inspectors, and clerks of precinct board.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3546—An act to amend Section 3830 of the Elections Code, relating to ballots.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1476—An act to add Section 86.7 to the Agricultural Code, relating to the Sixth District Agricultural Association.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 10.50 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read :

Senate Concurrent Resolution No. 128: By Senators Beard, Arnold, Berry, Burns, Byrne, Christensen, Collier, Cunningham, Desmond, Dolwig, Dorsey, Erhart, Farr, Gibson, Hollister, Harold T. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Short, Teale, and Thompson—Relative to grazing concessions on the Anza Desert, Cuyamaca Rancho, and Palomar State Park.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred :

Senate Bill No. 2567

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2567

Senator Richards moved that Senate Bill No. 2567 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2567—An act to add Sections 34311.1 and 34311.2 to the Health and Safety Code, relating to the satisfaction of judgments against housing authorities.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Sections 34311.1 and 34311.2 to", and insert "amend Section 34217 of, and to add Section 34217.5 to".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 through 15, inclusive, and insert
"SECTION 1. Section 34217 of the Health and Safety Code is amended to read:
34217. [Execution or other] Except as provided in Section 34217.5, judicial process shall not issue against the real property of an authority [nor shall any judgment against an authority be a charge or lien upon its real property]. This section does not apply to or limit the right of obligees to foreclose or otherwise enforce any mortgage of an authority or the right of obligees to pursue any remedies for the enforcement of any pledge or lien given by an authority on its rents, fees, or revenues.

SEC. 2. Section 34217.5 is added to said code, to read:

34217.5. An authority shall pay valid outstanding judgments against it rendered by any court of competent jurisdiction either from any revenues of the authority or proceeds of the sale of personal property, or, if necessary, from the proceeds of bonds issued for the purpose of satisfying such judgment. For the purpose of issuing such bonds, the payment of the judgment shall be deemed a corporate purpose of the authority.

If the judgment is not satisfied by the authority within one year after its entry, execution may issue and the judgment creditor may obtain satisfaction of the judgment in the manner prescribed by the Code of Civil Procedure for obtaining satisfaction of judgments in civil actions. Any or all of the real or personal property of the authority shall be subject to such execution."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Constitutional Amendment No. 1

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE CONSTITUTIONAL AMENDMENT NO. 1

Senator Regan moved that Senate Constitutional Amendment No. 1 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XIV thereof new sections to be numbered 5, 6, 7, 8, 9, and 10, relating to water, and the development, conservation, and use thereof.

Resolution read.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 4, line 47, of the printed measure, as amended in Senate May 17, 1957, after "hereof", insert "; and, second, to completing at a reasonable rate of progress the authorized facilities and projects for which an initial appropriation has been made to the extent necessary to supply water when required under any contract executed by the State as hereinafter provided".

Amendment No. 2

On page 7, strike out lines 1 to 19, inclusive, and insert

"(f) In addition to the applications filed on behalf of the State for the appropriation of water before the effective date of this section, the department shall make and file such applications for the appropriation of unappropriated water as in its judgment are or may be required in the development and completion of the whole or any part of a general or coordinated plan, approved by the Legislature, looking toward the development, utilization, or conservation of the water resources of the State. No such application heretofore or hereafter filed shall be subject to any requirement of diligence upon the part of the State without the vote of three-fourths of the members elected to each house of the Legislature. Any such application may in whole or in part be assigned or a release from priority thereunder granted to any person for a purpose of development not in conflict with any such plan."

Amendment No. 3

On page 7, line 48, strike out "Such board shall consist of"; and strike out lines 49 to 51, inclusive; and on page 8, strike out lines 1 and 2.

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Water Resources.

Motion to Print With a Rush Order

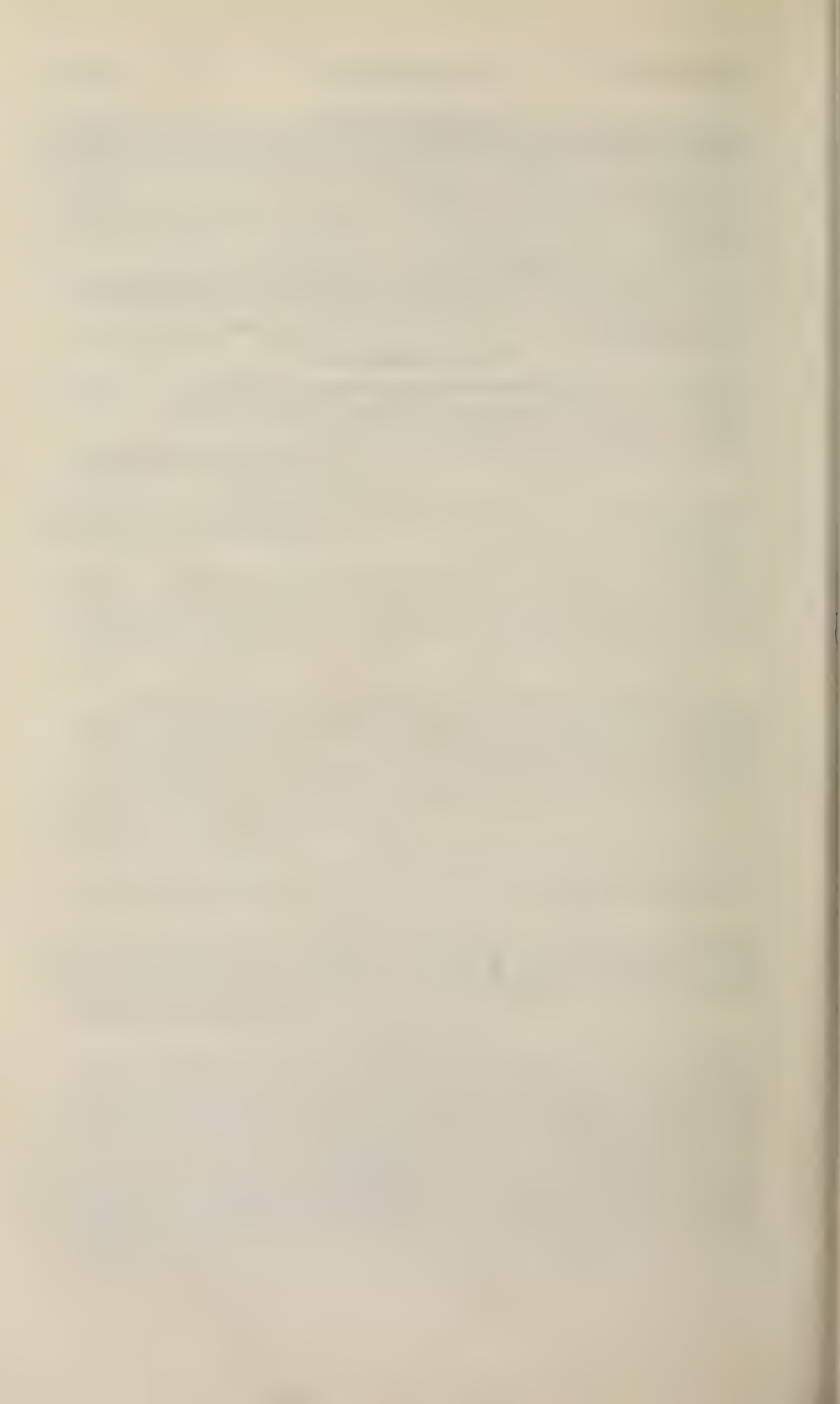
Senator Williams moved that Senate Constitutional Amendment No. 1 be sent to print with a rush order.

Motion carried.

ADJOURNMENT

At 10.54 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, May 23, 1957.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-FOURTH LEGISLATIVE DAY

ONE HUNDREDTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, May 23, 1957

The Senate met at 3 p.m.

Hon. John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—40.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O God, give us strength this day to battle with the never-ceasing, all enduring array of difficulties that meet us at every step. Grant us the light to see that all that glitters is not gold. Bestow upon us the grace and fortitude to do only that which is right. Keep us ever mindful of the higher things of life, with a love that will make us go about our duties with a cheerfulness that will bring joy to the hearts of others. Make known to us, good Master, what Thou wouldst have us do, say and think, so that each day we may become better—each day less selfish and each day more like unto Thee, our Leader and Master. O God, guide us this day, help us to realize our responsibilities. Make us understand that we have here a great work to perform,—that it is not by chance that we are here. It is for us a time of tremendous obligation. Strengthen us so that we may do what is right no matter what the cost. May this day then, be full of progress, full of merit, full of good. Faithful to the inspirations that come to us at every moment, may we never cause pain to anyone. We pray that our day here in this Senate may be one long chaplet of cheerful loving kindness, bringing joy and peace and happiness to others. Let no words of ours, no acts, however small, wound the hearts of anyone. May no one be less pure, less true, less kind, less noble for having been a fellow-worker in our journey through life towards eternity. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and

Mrs. Ed Lane and Mrs. Eddie Meeks of Oroville and Miss Colleen Webber of Newcastle.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teachers Mrs. Eva Martinelli, Mr. Dean Albeyta, Mr. Shirley, and H. Smith, and the following students from Fairfield Elementary School, Solano County: John Henry Adams, Michael T. Alexander, George A. Anderson, Gary Lee Andrews, Patricia L. Baines, Robert J. Baker, Barbara Ann Barnes, Christine Bautista, Ursula Hedwig Bennett, Maureen Ann Brennan, Richard Case Brewster, Donnal Perry Brown, Thomas F. Browning, Rita Ann Burch, Troy I. Collier, William Robert Cox, Curtis E. Elkins, Jr., Robert I. Engle, John D. Flores, Jessie Allen Folsom, Cheryl Ann Fray, Patricia K. Greenwalt, Leslie V. Hamilton, Bruce E. Hancock, Janice C. Johnston, Thomas G. Kemper, Carolyn Sue Lambrecht, Keith M. LaMonica, Timothy S. Lim, Joseph R. Lockwood, Harold Dickie McCullers, Carole Lee McKenzie, Sandra Jean Mendenhall, Sterling Philip Meyer, Wesley Karl Mitten, Thomas J. Moorhead, Gerald A. Mrotek, Charles W. Nichols, Carlanne Norris, Barbara E. Nusbaum, Dennis Edward Prusso, Paul Chester Rasmussen, Bobbie Lee Retzer, Teddy Claire Rush, Francis Glenn Savoy, Homay J. Sell, Linda Dalene Shamon, Dolores Loretta Smith, Dale A. Smith, L. Eugene Smith, C. David Stout, Ronald I. Taliaferro, Essie Tillman, Karen Jeanette Todd, James S. Toney, Frances Lee Trammel, Ronald Lee Vuorevich, Laura L. Walker, Barbara Lee Wallace, Katharine Keiko Watanabe, Bob D. Weatherford, Patricia J. Webb, William L. Webb, Dennis M. White, John Paul Williams, Barbara Jean Yancey, and Gail Eileen Young.

On request of Senator Robert I. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teachers Mr. C. W. Koop, Mrs. Mona Scheyer, and Mr. Bruce Baird, and the following students from Roosevelt Junior High School, San Francisco: Eve Philippes, Daphne Golde, Merline Kajiyama, Harvey Clewans, Gary Cooper, Vitaly Tryon, Ilana Girard, Linda Marquis, Millie Slikapsky, Lodema Stephens, Phyllis Greutort, Dick Ahern, Morton Hempel, Ken Jensen, George Lee, Roger Pool, Joanne Aldridge, Connie Birdsley, Susan Cooper, Leah DelCastro, Michele Korpa, Tanna Stingley, Carl Latham, John Loustau, Gene Pegues, Tony Rothchild, Darlene Pici, Victoria Goxson, Margaret Kai, Ethel Liehenstein, Richard Horowitz, Jones Hom, Carol Toriumi, Bruce Fein, Stanley Schmidt, Sedne Bottimore, Thomas Richardson, Roger Ward, Fred Mott, Deloris Gibson, Florence Pollack, Mike Price, James Daily, Roberta Vendervoir, Judy Stelzreid, Julie Ruiz, Ruth Anderson, Jane Barnes, Robert Carlson, John Klein, Sandra Wright, Rebecca McClure, Lillian Maki, Satomi Nishimoto, Paulita Lee, Robin Croome, Linda Owens, James Wylie, Pat Burger, Jean Perry, Sylvia Evans, Carl Collard, Eunice Houston, Joe Osborn, Carolyn Gray, Harold Belmont, Richard Tauber, Linda Larson, Robert Morris, Susan Beedie, Mary Gessert, Jerry Cohn, Richard Learned, Michi Takakuwa, Nola Rothman, Susan McCaskill, Cheryl Stahl, Rodger Gordon, Nadia Zeibak, and Judith Ichelson.

On request of Senator Kraft, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Fred Drewes and

Tom Lenchan of San Francisco and the following American Field Service Exchange Students: Shahrokh Rustonji, Pakistan; Peter Tietje, Germany; Martha Poettschacher, Austria; Ayse Kayaalp, Turkey; Jerry Monshouwer, Holland; and Doris Hauser, Switzerland.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ralph Wilson of San Luis Obispo.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Twentieth District Optomist International Oratorical Contestants: John Brennon, Robert Fields, Phil Spanjian, Lee Greenwood, Kenneth Beaman, Everett Loop, Charles Drew, Dick Durand, and Alan But-terfield.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the fol-lowing adults and students from Washington Elementary and Tegner Elementary, Turlock: *Washington Elementary*—Charlette Silva, Lewis Harden, Lawrence Miller, Manuel O'Liveria, Julianne Fernadies, Joanne Roach, John Jarritsma, Edith Olson, Lidwina Aguiar, Ralph Dirks, Esther Olson, Jack Loo, Elaine Bungardner, Irene Mills, Louise Sigriust, Doris Matas, Frances Costa, Kenneth Mills, Lois Duvall, Danny Merrial, Donna Hubbell, Roger Soderstrom, Laura Aguiar, Joanne Jarritsma, Mr. George Erbele, teacher, and Mrs. E. Jarritsma; *Tegner Elementary*—Norman Bettencourt, Bernice Brindeiro, Glenn Brindeiro, Terry Dill, Eleanor Durrer, Marjorie Enos, Ronald Graves, Sandy Hansen, Victor Hansen, Ida Pacheco, John Phillips, Dennis Pulliam, Donna Christensen, Sue Couch, Sandra Gomez, Ralph Hansen, Gary Linhares, Beverly Marchant, Lois Pulliam, Dick Wilkey, Mr. Phillip A. Whaley, teacher, Mrs. T. J. Dill, and Mrs. Lawrence Pul-liam.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister M. Peter, I.H.M., Sister M. Celestine, I.H.M., Sister Corinne Marie, I.H.M., and the following students from Our Lady of Mercy School, Merced: An-gelo Bianchi, Tommy Bispo, James Braunreiter, Albert Brown, George Corvello, Victor Dalforno, Tommy Frago, Mike Gallagher, Robert Heinmiller, Max Jackson, Dennis Murane, David Ornelas, Larry Stefani, Don Thornton, John Washburn, Pauline Anaut, Sharon Bar-ger, Kay Bunnell, Geraldine Clark, Sharon Cullen, Barbara East, Joan Edlefsen, Bonnie Espinosa, Maureen Franotovich, Sharon Gonella, Jeannie Kayl, Mary Mitchell, Barbara Mondo, Barbara Pelikan, Patri-cia Pimentel, Jean Schiffler, Joan Schiffler, Peggy Silva, Pat Taylor, Pearl Taylor, Patricia Winters, Phaye Taylor, Lorene Brinton, Cynthia Brosius, Ann Buessing, Eleanor Costa, Elvin Delco, Karen Engelking, **Margaret Etchegary**, Larry Kohn, Don Leach, Nancy Maraccini, Col-leen O'Connell, Susan O'Connor, Jerry Ann Passarino, Margarite Rohrer, Teddy Rohrer, Louise Rosasco, Sydney Stoltz, Mary Margaret Trindade, Monica Trindade, Terry Bispo, Joe Tonkovich, Margaret Smith, Sylvia Carignani, Joanne Silva, La Donna Rowe, Laurel Mon-son, Steven Freitas, and Daryel Souza.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teachers

John D. Casey, Nadine Lovan, and the following students from Galt Elementary School, Galt, Sacramento County: Charles Archulleta, Marion Beck, Linda Billick, Virginia Bohr, Bobby Cochran, Ronald Coker, Linda Cole, Edward Dean, Alyce Denier, Shelia Gaydon, Michael Greer, Ronald Haddox, Jay E. Hanson, Thelma Harrison, Susan Keim, Kenneth Lazzari, Joy Listini, Clifton Loftin, Mike Lopez, Joan Miller, Susan Molring, Clyde Moore, Sammy Pierce, Joan Pruitt, Phyllis Riddlesperger, Linda Smith, Ronald Stickel, William Weatherford, Myron Wolff, George Wood, Andrellita Zavala, Donald Zavatterro, Garry Baker, Earlene Barrick, Mark Bausch, Floyd Bechtold, Sandra Butterfield, Joy Casado, Cecil Conway, LaVonne Dause, John Dorman, Walter Dowdell, Robert Fitzgerald, Sarah Grammar, Dicky Hardesty, Bill Harlow, Lela Hatchell, Kathleen Kelley, Donna Marriott, Myrna Miller, Ruth McCallister, Carol Ann Murray, Carol Norton, Dennis Prather, Irene Sanchez, Pauline Schulze, Alfred Sewell, Rita Sewell, Judy Smith, Kenneth Steiner, Teddy Wilkerson, Ray Wood, and Linda Zeeb.

On request of Senator John F. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. A. L. Piver and the following students from Edna Maguire School, Mill Valley: Nancy Piver, Susan Gilette, John Goddard, and Ricky Stillman.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Aspergren, Mr. Petersen, and the following students from Antioch Junior High School, Contra Costa County: Billy Joe Bever, Charles Boyle, Mike Carrigan, Sharon DalPorto, Tom Fraga, Danny Goodman, Larry Haffner, John Heidelberger, Edward Kenning, Sue Kirkpatrick, Earnest Kniss, Wayne Kukkonen, Gerrie LaDuke, Carl Lawson, Frank Machado, Shirley Miner, Richard Neveu, Pat O'Connor, Leonard Orman, Carol Phillips, Jackie Rambeau, Isabel Sanchez, David Stephens, Dorothy Strickland, Bill Tiffin, Gordon Triemert, Reggie Williams, Jane Woolcott, Patricia Zimmerman, Sue Troutman, Pat Allison, John Barton, Joann Bates, Richard Borunda, Dorene Brown, Lee Bureio, Kathleen Callahan, Pamela Carroll, Carol Conley, Norma Davis, Ronald Ezidro, Patrick Fleming, Mary Fluty, Barbara Jenkins, Sue Langlois, Johnny Krogh, Richard Lackey, Joe Marques, Robert Miller, Malcolm O'Connor, Josephine Panfili, Sue Parr, John Pillo, Kermit Pool, Ronald Sherman, Jan Stephens, Raymond Stuart, Donaria dos Reis, Sandra Smith, Mary Veatch, Barbara Waltzer, Pamela Wells, Judy Harris, and Kenneth Townsend.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Fran Steichen and the following students from Wakefield Junior High School, Turlock: Elbert Anderson, Ridgley Barrett, Mitchell Brummitt, Mike Cassle, Bonnie Cordell, Pat Cox, Enna Crow, Judy Crow, John Cruz, Ronald Edeal, Louise Eustice, Laine Fulton, Anna Hightower, Linda Jensen, Glenda Kennedy, Wendell Lackner, Robert Lunsford, Billie Faye Mayberry, Patricia Pacheco, Clara Perales, Eleanor Perry, Thomas Rebensdorf, James Reich, Larry Roberts, Reginald Sarabia, LouAnn Sexton, Darleen Spence, Arthur Weire, and Robert Mize.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teacher Joseph L. Sparks and the following students from Walter White School, Ceres: George Adecock, Carol Birdwell, Charles Boyd, Jack Capidonica, Thomas Coble, Michael Denton, Faye De Shields, Arthur Dewey, Lester Gill, Nancy Hill, Vera Mae Keeney, Darlene Malone, Beverly Nelson, Arvil O'Roark, Sandra Pimlott, Joyce Pope, Eugene Red, Lowell Reeves, Roberta Scherrer, Patricia Taylor, Paul Ware, Carole Watkins, Mike White, Viola Wood, Wayne Young, Gail Broadwell, Norma Naylor, Vangy Mora, Ernest Gilmore, Brad Acuff, Eddie Baker, Donna Fuller, Robert Hair, Diane Hughes, Billy Kerrigan, Tom Lankford, Coleen McClure, Billy McGuire, Karl Montez, Linda Reynolds, David Schempp, Phyllis Sumpter, and John Taylor.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Robert Beverly of Manhattan Beach.

On request of Senator Kraft, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss June Denny and Mrs. Louise Broderick, both of San Diego.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to:

Assembly Bill No. 415—An act to amend Section 75025 of the Government Code, relating to judges' retirement.

And appointed Messrs. Luckel, Donald D. Doyle, and Marsh as a Committee on Conference to meet a like committee from the Senate.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, May 23, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 365
Senate Bill No. 366
Senate Bill No. 494
Senate Bill No. 521
Senate Bill No. 558

Senate Bill No. 626
Senate Bill No. 635
Senate Bill No. 958
Senate Bill No. 2398
Senate Bill No. 31

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By KENNETH E. WRIGHT, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, May 23, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Joint Resolution No. 27
Senate Concurrent Resolution No. 95
Senate Concurrent Resolution No. 127

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By KENNETH E. WRIGHT, Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, May 23, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 837

Senate Bill No. 1767

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

By KENNETH E. WRIGHT, Assistant Clerk

Above bills ordered to unfinished business file.

COMMUNICATIONS

The following communication was received and read, and on motion of Senator Murdy, ordered printed in the Journal:

DISNEYLAND, INC.

ANAHEIM, CALIFORNIA, May 18, 1957

*The Honorable John Murdy
State Capitol, Sacramento, California*

DEAR JOHN: In connection with the planned visit you are arranging for Members of the State Legislature to visit Orange County, may we at Disneyland extend to you, the legislators and their families a cordial invitation to visit Disneyland on Saturday, July 13th.

We would be delighted to have this opportunity for you to visit Disneyland and enjoy the sights and attractions as our guests.

As soon as we hear from you confirming this date, we will set up the necessary arrangements.

Looking forward to hearing from you, I am,

Cordially,

EDWIN D. ETTINGER, Public Relations Director

REQUEST TO BE EXCUSED

Senator Thompson requested that he be excused to attend an Assembly committee.

Request granted.

REQUEST TO BE EXCUSED

Senator Hollister requested that he be excused to attend an Assembly committee.

Request granted.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1962

Senate Bill No. 2674

Senate Bill No. 2134

Senate Concurrent Resolution No. 126

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1569

Senate Bill No. 2205

Senate Bill No. 1670

Senate Bill No. 2277

Senate Bill No. 2121

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 139	Senate Bill No. 1599
Senate Bill No. 370	Senate Bill No. 1772
Senate Bill No. 398	Senate Bill No. 2210
Senate Bill No. 725	Senate Bill No. 2417
Senate Bill No. 971	Senate Bill No. 2531
Senate Bill No. 1592	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 325
Senate Bill No. 2022

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 206	Senate Bill No. 854
Senate Bill No. 233	Senate Bill No. 856
Senate Bill No. 237	Senate Bill No. 970
Senate Bill No. 389	Senate Bill No. 1271
Senate Bill No. 514	Senate Bill No. 1293
Senate Bill No. 680	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 806	Senate Bill No. 2258
Senate Bill No. 1253	Senate Bill No. 2533
Senate Bill No. 1802	Senate Bill No. 2538

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1298	Senate Bill No. 2527
Senate Bill No. 2304	Senate Bill No. 2529

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 290—An act to amend Sections 8001, 8016, 8023, and 8025 of, and to add Section 8026 to, and to repeal Section 8026 of, the Business and Professions Code, relating to shorthand reporters;

Senate Bill No. 348—An act to amend Section 28130 of the Government Code, relating to compensation for public service in counties of the thirtieth class;

Senate Bill No. 582—An act to add Section 25155 to the Corporations Code, relating to agreements for the issuance or sale of securities under the Corporate Securities Law;

Senate Bill No. 789—An act to amend Section 5175 of the Welfare and Institutions Code, relating to public guardians;

Senate Bill No. 811—An act to amend Sections 36501 and 38611 of the Government Code, relating to cities;

Senate Bill No. 1072—An act to amend Section 5136 of the Public Utilities Code, relating to household goods carriers;

Senate Bill No. 1371—An act to add Section 16903.1 to the Health and Safety Code, relating to the State Housing Act;

Senate Bill No. 1382—An act to add Section 35550.1 to the Streets and Highways Code, relating to parking place commissioners under the Parking District Law of 1951;

Senate Bill No. 1493—An act to add Section 20229 to the Government Code, relating to investments of the retirement fund in real property for sale or lease to counties that are contracting agencies with the State Employees' Retirement System;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-second day of May, 1957, at 5 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 720—An act to amend Sections 1664 and 1705.2 of the Insurance Code and to add Sections 1720.14, 1780, 1822 and 12283 of said code, relating to insurance;

Senate Bill No. 772—An act to amend Section 4201 of the Health and Safety Code, relating to the granting of franchises by counties for the collection, disposal or destruction of combustible and noncombustible rubbish and garbage;

Senate Bill No. 959—An act to amend Section 4175 of the Agricultural Code, relating to marketing of milk and other dairy products;

Senate Bill No. 1069—An act to amend Section 5161 of the Public Utilities Code, relating to household goods carriers;

Senate Bill No. 1368—An act to amend Section 16901 of the Health and Safety Code, relating to the State Housing Act;

Senate Bill No. 1370—An act to amend the title of Chapter 20 (commencing at Section 16300) of Part 1, Division 13 of the Health and Safety Code, relating to the State Housing Act;

Senate Bill No. 1475—An act to amend Sections 1263, 1266, 1268, 1268.5, and 1269 of the Agricultural Code, relating to produce dealers;

Senate Bill No. 1856—An act to add Section 72708.5 to the Government Code, relating to the officers and attaches of the municipal court in the judicial district embracing the City of Los Angeles;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-second day of May, 1957, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2354—An act to add Section 35273.1 to the Streets and Highways Code, relating to public parking;

Senate Bill No. 2507—An act to amend Section 29 of the American River Flood Control District Act (Chapter 808 of the Statutes of 1927), relating to the acquisition of additional flood control works for operation, repair and maintenance and the assessment of property benefited by those works;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-second day of May, 1957, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 320—An act to amend Section 28157 of the Government Code, relating to compensation for public service in counties of the fifty-seventh class;

Senate Bill No. 495—An act to repeal Section 3 of Chapter 605 of the Statutes of 1933, relating to an appropriation for the payment of interest on registered warrants;

Senate Bill No. 609—An act to add Section 6650.5 to the Welfare and Institutions Code, relating to support of persons in state hospitals;

Senate Bill No. 1369—An act to amend Section 16906 of the Health and Safety Code, relating to the State Housing Act;

Senate Bill No. 1548—An act to amend Section 50022.2 of the Government Code, relating to local agency ordinances;

Senate Bill No. 1836—An act to add Sections 5557.1 and 5557.2 to the Public Resources Code, relating to the destruction of records of regional park districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-second day of May, 1957, at 5.30 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 15—An act conveying certain lands, salt marsh, tidelands, and submerged lands, situate in Alameda County, to the City of Oakland, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, providing for the government, management, use, and control thereof, and reserving certain rights to the State;

Senate Bill No. 600—An act to repeal Section 16426 of, and to amend Sections 9521 and 16425 of, the Education Code, and to amend Section 485 of the Health and Safety Code, relating to the provision of health services in schools;

Senate Bill No. 1130—An act to add Chapter 9.1, commencing with Section 73075, to Title 8 of, and to repeal Sections 72151.5, 73340, 73341, 73342, 73343, 73343.1, 73344, 73345, 73346, 73347, 73480, 73480.1, 73481, 73482, 73483, 73483.1, 73484, 73910, 73911, 73912, 73913, 73914, 73915.1, 73916, 73920, 73921, 73922, 73923, 73924, 74600, 74601, 74602, 74603, 74603.1, 74604, 74605, 74606 of the Government Code, relating to municipal courts in Alameda County;

Senate Bill No. 1152—An act to amend Section 29610 of the Government Code, relating to convention expenses of county and court officers;

Senate Bill No. 1311—An act to amend Section 25611 of the Business and Professions Code, relating to alcoholic beverages;

Senate Bill No. 1379—An act to amend Sections 31514 and 31593 of the Streets and Highways Code, relating to the Vehicle Parking District Law of 1943 and the acquisition and improvement of lands, property and rights of way for vehicle parking and the assessment of the cost of said acquisition and improvement;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-third day of May, 1957, at 10 a.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1380—An act to add Chapter 2.1 to Part 4, Division 18 of the Streets and Highways Code, relating to the Parking District Law of 1951 and the use of city lands as parking places;

Senate Bill No. 1618—An act to amend Section 28114 of the Government Code, relating to compensation for public service in counties of the fourteenth class;

Senate Bill No. 1981—An act to amend Section 7608 of the Public Utilities Code, relating to railroad equipment;

Senate Bill No. 2252—An act to amend Sections 35503, 35506, and 35507 of the Government Code, relating to exclusion of inhabited territory from cities;

Senate Bill No. 2508—An act to amend Section 30 of the American River Flood Control District Act (Ch. 808 of the Stats. of 1927), relating to the acquisition of additional flood control works for operation, repair and maintenance and the assessment of property benefited by those works;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-third day of May, 1957, at 10 a.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 110—Approving charter amendments to the charter of the City of San Rafael, a municipal corporation in the County of Marin, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the eighth day of April, 1957.

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-third day of May, 1957, at 10 a.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1812—An act to add Section 34091.1 to, and to amend Section 65711 of, and repeal Sections 65712, 65713, 65714 and 65715 of the Government Code, relating to street names;

Senate Bill No. 1873—An act to add Section 7773.1 to the Education Code, relating to school district public works, and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 1935—An act to amend Section 28132 of the Government Code, relating to compensation for public service in counties of the thirty-second class;

Senate Bill No. 2006—An act to amend Section 2873.5 of the Business and Professions Code, relating to vocational nurses;

Senate Bill No. 2103—An act to amend Sections 28122 and 28126 of, and to add Section 28123 to, the Health and Safety Code, relating to licenses for cold storage facilities or establishments, and to public health;

Senate Bill No. 2253—An act to amend Section 35558 of the Government Code, relating to exclusion of uninhabited territory from cities;

Senate Bill No. 2386—An act to add Section 2018 to the Welfare and Institutions Code, relating to the protection, care, and assistance of children, aged persons, and others specially in need thereof;

Senate Bill No. 2603—An act to amend Section 414 of the Education Code, relating to the superintendent of schools of a county of the fourteenth class;

And reports the same have been correctly enrolled, and presented to the Governor on the twenty-second day of May, 1957, at 5 p.m.

BURNS, Chairman

Committee on Fish and Game

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:
Assembly Bill No. 3845

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ED. C. JOHNSON, Chairman

Above reported bill ordered to second reading.

Committee on Financial Institutions

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which was referred:
Senate Bill No. 1969

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Financial Institutions, to which were referred:

Senate Bill No. 408

Assembly Bill No. 3453

Assembly Bill No. 2649

Assembly Bill No. 1274

Assembly Bill No. 3441

Assembly Bill No. 1258

Assembly Bill No. 3443

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bills ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Resolution No. 125

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

HAROLD T. JOHNSON, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Assembly Bill No. 116

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

HAROLD T. JOHNSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:
Senate Bill No. 2238
Senate Bill No. 2475

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

HAROLD T. JOHNSON, Chairman

Above reported bills re-referred to Committee on Finance.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Local Government, to which were referred:
Senate Bill No. 391
Senate Bill No. 603
Senate Bill No. 604

Senate Bill No. 1708

Senate Bill No. 1785

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:
Assembly Bill No. 203

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:
Senate Bill No. 1925
Senate Bill No. 2281

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

WILLIAMS, Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:
Senate Bill No. 801
Senate Bill No. 1631
Assembly Bill No. 3706

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 2036
Assembly Bill No. 2037
Assembly Bill No. 2044
Assembly Bill No. 2049
Assembly Bill No. 2052
Assembly Bill No. 2053
Assembly Bill No. 2063
Assembly Bill No. 2067

Assembly Bill No. 2068
Assembly Bill No. 2069
Assembly Bill No. 2070
Assembly Bill No. 2071
Assembly Bill No. 2072
Assembly Bill No. 2073
Assembly Bill No. 2074
Assembly Bill No. 2075

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DESMOND, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 2079
Assembly Bill No. 2080
Assembly Bill No. 2081
Assembly Bill No. 2082
Assembly Bill No. 2084
Assembly Bill No. 2085
Assembly Bill No. 2087
Assembly Bill No. 2088

Assembly Bill No. 2089
Assembly Bill No. 2090
Assembly Bill No. 2092
Assembly Bill No. 2093
Assembly Bill No. 2094
Assembly Bill No. 2095
Assembly Bill No. 2096

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DESMOND, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 2097
Assembly Bill No. 2098
Assembly Bill No. 2099
Assembly Bill No. 2100
Assembly Bill No. 2101

Assembly Bill No. 2102
Assembly Bill No. 2103
Assembly Bill No. 2104
Assembly Bill No. 2106

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DESMOND, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Constitutional Amendment No. 42

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DESMOND, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Constitutional Amendment No. 39

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to proper interim committee for further study.

DESMOND, Chairman

Above reported resolution re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1830

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to proper interim committee for further study.

DESMOND, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 2636

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DESMOND, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1212

Assembly Bill No. 1962

Assembly Bill No. 789

Assembly Bill No. 1964

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DESMOND, Chairman

Above reported bills ordered to third reading.

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1187

Assembly Bill No. 1509

Senate Bill No. 1210

Assembly Bill No. 1804

Senate Bill No. 1213

Assembly Bill No. 1812

Senate Bill No. 1602

Assembly Bill No. 2152

Senate Bill No. 1606

Assembly Bill No. 2153

Senate Bill No. 2669

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DESMOND, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1341

Senate Bill No. 1787

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

DESMOND, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1244

Senate Bill No. 2074

Has had the same under consideration, and reports the same back with amendments with the recommendation: Re-refer to the Committee on Rules for assignment to the proper interim committee for study.

DESMOND, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 22, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1662

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Finance without recommendation.

DESMOND, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 2514

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Rules for assignment to an interim committee.

MCBRIDE, Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 1081

Assembly Bill No. 3996

Senate Bill No. 920

Assembly Bill No. 3226

Assembly Bill No. 2276

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 2341

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Rules for assignment to an interim committee.

THOMPSON, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 598

Assembly Bill No. 2296

Senate Bill No. 1949

Assembly Bill No. 2720

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

THOMPSON, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 584

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Finance without recommendation.

DESMOND, Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 54

Senate Bill No. 584

Senate Bill No. 1372

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

MCBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 399

Senate Bill No. 1451

Senate Bill No. 715

Senate Bill No. 1458

Senate Bill No. 718

Senate Bill No. 1958

Senate Bill No. 1312

Senate Bill No. 2578

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 48

Senate Bill No. 879

Senate Bill No. 61

Senate Bill No. 995

Senate Bill No. 62

Senate Bill No. 1240

Senate Bill No. 65

Senate Bill No. 1808

Senate Bill No. 66

Senate Bill No. 2129

Senate Bill No. 163

Senate Bill No. 2492

Senate Bill No. 224

Senate Bill No. 2607

Senate Bill No. 655

Senate Bill No. 2658

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 2673

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 1476

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and re-refer to Committee on Finance.

DONNELLY, Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Constitutional Amendment No. 55

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 1329

Senate Bill No. 1450

Senate Bill No. 2627

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Elections

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 413

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DILWORTH, Chairman

Above reported bill ordered to second reading.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Harold T. Johnson moved that Assembly Bill No. 98 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Christensen moved that Assembly Bill No. 3233 be taken from the inactive file and placed on the second reading file.

Motion carried.

CONSIDERATION OF DAILY FILE**MOTIONS TO RECONSIDER**

Assembly Bill No. 609—An act adding Article 3 to Chapter 4 of Title 7 of the Government Code, relating to notices of hearing for zoning exceptions, conditional use permits, variances or similar permits under local zoning ordinances.

Motion to Reconsider Assembly Bill No. 609

Pursuant to his motion previously made, Senator Richards moved that the Senate, at this time, reconsider the vote whereby Assembly Bill No. 609 was refused passage.

The roll was called, and Assembly Bill No. 609 reconsidered by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Thompson—33.

NOES—None.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 609

Assembly Bill No. 609—An act adding Article 3 to Chapter 4 of Title 7 of the Government Code, relating to notices of hearing for zoning exceptions, conditional use permits, variances or similar permits under local zoning ordinances.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, and Short—22.

NOES—Senators Abshire, Berry, Dorsey, Murdy, and Sutton—5.

Bill ordered transmitted to the Assembly.

MOTIONS TO RECONSIDER (RESUMED)

Assembly Bill No. 775—An act to add Section 8406.5 to the Education Code, relating to kindergartens and the counting of attendance therein.

Motion to Reconsider Assembly Bill No. 775

Pursuant to his motion previously made, Senator Richards moved that the Senate, at this time, reconsider the vote whereby Assembly Bill No. 775 was refused passage.

The roll was called, and Assembly Bill No. 775 reconsidered by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobby, Coombs, Cunningham, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, and Sutton—28.

NOES—Senator Dorsey—1.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 775

Motion to Amend

Senator Richards moved the adoption of the following amendment to Assembly Bill No. 775:

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in Assembly April 15, 1957, after the period, insert "The minimum school day for pupils of the first grade which is combined pursuant to this section is 200 minutes, exclusive of noon intermissions and recesses, and the attendance of the children enrolled in the first grade shall be counted as attendance upon the first grade.
No teacher shall teach more than one such combined class in any single school day."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 2394—An act to amend Section 827 of, and add Sections 827.1, 827.2, 827.3, 827.4, 827.5, 827.6, and 827.7 to, the Agricultural Code, relating to apples.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 2394?

Amendment No. 1

On page 2, lines 29 and 30, of the printed bill, as amended in the Senate March 19, 1957, strike out "enforcing officers as provided in Section 782 shall", and insert "the commissioners, under the supervision of the director, may".

Amendment No. 2

On page 2, line 35, strike out "enforcing officers.", and insert "commissioners. Designation of varieties shall be on the basis of availability of adequate data covering the known factors which determine maturity."

Amendment No. 3

On page 2, lines 46 and 47, strike out "enforcing officers", and insert "the commissioners, under the supervision of the director,".

Amendment No. 4

On page 3, line 3, after the period, insert "The commissioners shall prepare records, based on the factors of maturity used each year, and submit them to the director."

Amendment No. 5

On page 3, line 9, after the period, strike out "The"; and strike out lines 10 and 11.

Amendment No. 6

On page 3, line 20, strike out "variety, maturity standards"; and strike out lines 21 and 22, and insert "varieties."

Amendment No. 7

On page 3, strike out lines 36 to 39, inclusive, and insert "§27.7. The provisions of Sections 827.1 to 827.6, inclusive, do not apply to apples shipped into California from outside of the State; however, such apples shall be properly matured as required in Section 821 or accompanied by an official certificate stating that such apples, at the time of harvest, met the maturity requirements of the state of origin."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 2394 by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—30.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 525—An act to add Section 852 to, and repeal Sections 860, 864, 865, 880, and 903 of, the Fish and Game Code, and add Section 8670 to, and repeal Sections 8620, 8621, 8622, 8690, and 8723 of, the Fish and Game Code as proposed by Assembly Bill No. 616, relating to the use of nets for fishing.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 525?

(Amendments adopted in Assembly on May 16, 1957)

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 1, 1957, after "Code," insert "and add Section 8670 to, and repeal Sections 8620, 8621, 8622, 8690, and 8723 of, the Fish and Game Code as proposed by Assembly Bill No. 616,".

Amendment No. 2

On page 1, after line 13, insert

"SEC. 3. Section 8670 is added to the Fish and Game Code as proposed by Assembly Bill No. 616, to read:

8670. It is unlawful for any person to use, operate, or assist in using or operating any net to take salmon or shad for commercial purposes in any of the tidal waters lying upstream from Carquinez Bridge, or to possess on any boat in these waters any net the use of which is illegal in such waters.

SEC. 4. Sections 8620, 8621, 8622, 8690, and 8723 of the Fish and Game Code as proposed by Assembly Bill No. 616 are repealed.

SEC. 5. Sections 3 and 4 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Sections 852, 860, 864, 865, 880, and 903 of the Fish and Game Code adopted in 1933 are repealed."

(Amendment adopted in Assembly on May 21, 1957)

Amendment No. 1

On page 2, after line 7, of the printed bill, as amended in Assembly May 16, 1957, insert

"SEC. 6. The provisions of this act shall become operative September 27, 1957".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 525 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey,

Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, and Teale—31.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 1704—An act to add Section 18406 to the Education Code, relating to utility facilities for school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In the title of the printed bill, after "18406", insert "and Section 7713.1".

Amendment No. 2

After line 18, insert

"Sec. 2. Section 7713.1 is added to the Education Code, to read:

7713.1. In the case of school districts having approved applications for state school building aid, the Director of Finance shall make such review of the expenditures of an apportionment as is deemed necessary and report his findings thereon to the board to insure that the funds have been expended as prescribed by the board."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2138—An act to add Section 36.3 to the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to use of bond funds by water conservation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

Strike out lines 1 to 5, inclusive, of the printed bill, and insert

"Sec. 36.3. If the board determines by resolution that (1) the expenditure of money raised by the sale of bonds for the purpose for which the bonds were voted is impracticable or unwise, or (2) that all of the purposes for which money raised by the sale of bonds have been fulfilled but that there is a surplus of such money remaining, the board may call a special election to obtain the consent of the voters to use the money for some other purpose for which the district may issue bonds.

The procedure shall be the same as when the bond proposition was originally submitted and the election may be consolidated with any other election, in which case one ballot may be used in the discretion of the board."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2288—An act to amend Sections 29040, 29067, 29068, 29069, 29070, 29071, 29073, 29074, 29080, 29091, and 29171 of the Government Code and Sections 6301, 6302, 6304, 6305, 6306, 6334, 6352, and 6361 of the Education Code, relating to county, city, and district finance, budgets, and property taxes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 4, lines 4 and 5, of the printed bill, as amended in the Senate May 10, 1957, strike out "accumulative building", and insert "reserve".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 6, strike out lines 5 to 32, inclusive, and insert

"6334. Except in districts where no district tax is levied and in elementary districts employing but one teacher, the publication budget for the ensuing school year to which it is intended to apply, showing the functions and objects of expenditure, cash balances, and all the appropriations from the State as required to be tabulated in Sections 6301-6302 of this code for the ensuing and last preceding fiscal year, and the district tax requirement for the school year to which the publication budget is intended to apply and for the last preceding school year, shall be published by the county superintendent of schools at least once in a newspaper of general circulation published within the district, or if there is no newspaper in the district, then in a newspaper published nearest to the district, prior to its adoption. The cost of the publication shall be a proper and legal charge against the school district or districts for which the publication is made, and shall not exceed the rate fixed by the board of supervisors for official advertising. Publication shall be made during the [last] *second week* in [July] *May* of each year, and shall contain a notice that a public hearing will be held before the governing board of the school district, in a schoolhouse in the district, or in some other place conveniently accessible to the residents of the district, during the [first] *third week* [of August] *in May*, at which any taxpayer in the district may appear and object to the proposed budget or any item of the budget. The hearing may be concluded on such publication budget when there are no requests on file for further hearing. The budget shall not be finally adopted by the governing board of the district until after the public hearing has been held.

In the case of a school district or districts in which the average daily attendance of all said districts combined is in excess of 200,000, governed by the same governing board, the public hearing during the [first] *third week* of [August] *May* need not be held if there have been at least two public meetings on the publication budget prior to the [first] *third week* of [August] *May*, at which public meetings any changes proposed to be made in the publication budget for the final budget shall have been presented."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2494—An act to amend Section 12 of the Ventura County Flood Control Act (Ch. 44, Stats. 1944 (2d Ex. Sess.)), relating to the Ventura County Flood Control District.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 6, of the printed bill, strike out "thirty cents (\$0.30)", and insert "twenty cents (\$0.20)".

Amendment No. 2

On page 2, line 8, strike out "said zones", and insert "Zone One and shall not exceed forty cents (\$0.40) on each one hundred dollars (\$100) of the assessed valuation of the taxable property in Zones Two, Three and Four,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 861—An act to amend Section 5699 of the Elections Code, relating to time off to vote.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1932—An act to add Section 2501 to, to amend Sections 2793, 2893, 2894, 2896, and 2899 of, and to repeal Sections 2674, 2742, 2794, and 2795 of, the Elections Code, relating to partisan candidates.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 425—An act to add Sections 6360 and 7401.5 to, and to amend Section 7721 of, the Education Code, relating to school district elections.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2119—An act to amend Section 139.37 of the Vehicle Code, relating to the powers of members of the California Highway Patrol.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 27, of the printed bill, after "vehicle", insert "within 50 miles of the border between Mexico and the United States".

Amendment No. 2

On page 2, after line 36, insert

"SEC. 2. The Legislature hereby finds and declares that the provisions of subdivision (g) of Section 139.37 of the Vehicle Code are necessary in order to properly preserve the peace, health and safety of the citizens of this State in that narcotics from Mexico are entering this State across the Mexican border and that this method is determined by the Legislature to be the most expeditious and feasible method of counteracting this illicit trade.

SEC. 3. If any provision of this act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 38—An act to add Sections 1092.1 and 1092.5 to the Government Code, relating to transactions involving public officials.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Sections 1092.1 and 1092.5 to", and insert "amend Section 1091 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 1091 of the Government Code is amended to read:

1091. (a) An officer shall not be deemed to be interested in a contract entered into by a body or board of which he is a member within the meaning of this article if [his interest is] he has only a remote interest in the contract and if the fact of such interest is disclosed to the body or board of which he is a member and noted in its official records, and thereafter the body or board authorizes, approves, or ratifies the contract in good faith by a vote of its membership sufficient for the purpose without counting the vote or votes of the officer or member with the remote interest.

(b) As used in this article "remote interest means:

[(a)] (1) The ownership of less than [3] 5 percent of the shares of a corporation for profit;

[(b)] (2) That of a nonsalaried officer of a nonprofit corporation; [or]

[(c)] (3) That of an officer in being reimbursed for his actual and necessary expenses incurred in the performance of official duty [.]

(4) That of an employee of the contracting party;

(5) That of a husband in the earnings of his wife or minor child for personal services;

(6) That of a landlord or tenant of the contracting party;

(7) That of a debtor or creditor of the contracting party; or

(8) That of an attorney of the contracting party.

(c) The provisions of this section shall not be applicable to any officer interested in a contract who influences or attempts to influence another member of the body or board of which he is a member to enter into the contract without having first disclosed his interest to the body or board as provided herein.

(d) The wilful failure of an officer to disclose the fact of his interest in a contract pursuant to this section shall be punishable as provided in Section 1097. Such violation shall not void the contract however, unless the contracting party had knowledge of the fact of the remote interest of the officer at the time the contract was executed."

Amendment No. 3

On page 1, strike out lines 2 to 28, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 58—An act to amend Section 437 of the Education Code, relating to the county superintendent of schools of a county of the thirty-seventh class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, of the printed bill, as introduced in the Senate January 8, 1957, strike out line 5, and insert "seven thousand two hundred dollars (\$7,200)."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 90—An act to amend Section 446 of the Education Code, relating to county superintendent of schools salary and qualifications.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "six thousand five hundred dollars (\$6,500)", and insert "seven thousand five hundred dollars (\$7,500)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 371—An act to amend Section 450 of the Education Code, relating to the county superintendent of schools of a county of the fiftieth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 5 of the printed bill, strike out "----- dollars (\$-----)", and insert "eight thousand dollars (\$8,000)".

Amendment No. 2

In line 7, strike out "six thousand dollars (\$6,000)", and insert "eight thousand dollars (\$8,000)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 372—An act to amend Section 28154 of the Government Code, relating to compensation for public service in counties of the fifty-fourth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 6 and 7, of the printed bill, strike out "two thousand two hundred dollars (\$2,200)", and insert "three thousand dollars (\$3,000)".

Amendment No. 2

On page 1, line 8, strike out "four thousand dollars (\$4,000)", and insert "six thousand six hundred dollars (\$6,600)".

Amendment No. 3

On page 1, line 11, strike out "----- dollars (\$-----)", and insert "three thousand six hundred dollars (\$3,600)".

Amendment No. 4

On page 1, line 12, after "capacity", strike out the period, and insert ", and ten cents (\$0.10) a mile (1) for each mile actually and necessarily traveled when traveling within or without the county on county business. (2) In lieu of mileage, supervisors may use automobiles provided and maintained by the county in connection with the performance of their official duties."

Amendment No. 5

On page 1, lines 12, 13, and 14, strike out "Supervisors may use automobiles provided and maintained by the county in the performance of the duties required of them by law."

Amendment No. 6

On page 1, line 15, strike out "five dollars (\$5)", and insert "seven dollars (\$7)".

Amendment No. 7

On page 1, line 16, strike out "five dollars (\$5)", and insert "six dollars (\$6)".

Amendment No. 8

On page 1, lines 24 and 25, insert

"The compensation provided by this section shall be payable to incumbent officers."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 376—An act to amend Section 28150 of the Government Code, relating to compensation for public service in counties of the fiftieth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "_____ dollars (\$_____)", and insert "seven thousand two hundred dollars (\$7,200)".

Amendment No. 2

On page 1, lines 15, 16, and 17, strike out "and twenty cents (\$0.20) a mile, going only, in traveling from his residence to the county seat at each session of the board.", and insert "and ten cents (\$0.10) a mile for each mile actually and necessarily traveled when traveling within or without the county on county business. In lieu of mileage, supervisors may use automobiles provided and maintained by the county in connection with the performance of their official duties."

Amendment No. 3

On page 1, lines 22 and 23, after "grand juror", strike out "five dollars (\$5)", and insert "seven dollars (\$7)".

Amendment No. 4

On page 1, lines 23 and 24, after "trial juror", strike out "five dollars (\$5)", and insert "six dollars (\$6)".

Amendment No. 5

On page 2, lines 5 and 6, insert

"The compensation provided by this section shall be payable to incumbent officers."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 377—An act to amend Section 28146 of the Government Code, relating to compensation for public service in counties of the forty-sixth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, strike out line 9, and insert "ten thousand dollars (\$10,000) a year. He shall not engage in the private practice of law."

Amendment No. 2

On page 1, lines 25 and 26, strike out "as secretary of the superior court,".

Amendment No. 3

On page 2, line 15, strike out "five dollars (\$5)", and insert "seven dollars (\$7)".

Amendment No. 4

On page 2, line 23, strike out "two dollars (\$2)", and insert "six dollars (\$6)".

Amendment No. 5

On page 2, line 24, strike out "twenty-five cents (\$0.25)", and insert "ten cents (\$0.10)".

Amendment No. 6

On page 2, line 25, strike out "in going only", and insert "each way".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 506—An act to add Chapter 3.5 (commencing with Section 50701) to Part 1, Division 1, Title 5, of the Government Code, relating to the powers and duties of local agencies and the legislative bodies thereof, and authorizing the acquisition, construction, maintenance and development of public improvements and the issuance and sale of revenue bonds to finance the same and providing for the use and expenditure of the proceeds of such bonds and the use and disposition of revenue arising from public improvements so financed.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, between lines 19 and 20, of the printed bill, insert "A local agency may not condemn property for the purposes of this chapter."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 516—An act to amend Section 28145 of the Government Code, relating to county salaries.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "any", and insert "a".

Amendment No. 2

On page 1, lines 10 and 11, strike out "three thousand six hundred dollars (\$3,600)", and insert "four thousand two hundred dollars (\$4,200)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 534—An act to amend Section 35319 of the Government Code, relating to the annexation of territory to cities.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "one-half", and insert "two-thirds".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 546—An act to amend Section 28129 of the Government Code, relating to compensation for public service in counties of the twenty-ninth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "five thousand one hundred dollars (\$5,100)", and insert "six thousand three hundred dollars (\$6,300)".

Amendment No. 2

On page 1, line 9, strike out "_____ dollars (\$_____)", and insert "ten thousand dollars (\$10,000)".

Amendment No. 3

On page 1, line 17, strike out "_____ dollars (\$_____)", and insert "four thousand two hundred dollars (\$4,200)".

Amendment No. 4

On page 1, line 22, strike out "seven cents (\$0.07)", and insert "eight cents (\$0.08)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 947—An act to amend Section 28128 of the Government Code, relating to compensation for public services in counties of the twenty-eighth class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

At the beginning of line 9 of the printed bill, before "dollars", insert "twelve thousand"; and within the parentheses "(\$_____)", insert "12,000".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1013—An act to add Section 35012 to the Government Code, relating to the annexation of territory to cities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 4, of the printed bill, after "fixed", insert "without the consent of the owner of the property".

Amendment No. 2

On page 1, line 10, strike out "30 days", and insert "one year".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1339—An act to amend Section 28110 of the Government Code, relating to compensation for public service in a county of the tenth class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 5 and 6, of the printed bill, strike out "seven thousand two hundred dollars (\$7,200)", and insert "nine thousand dollars (\$9,000)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1340—An act to amend Section 410 of the Education Code, relating to the county superintendent of schools of a county of the tenth class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "----- dollars (\$-----)", and insert "fifteen thousand dollars (\$15,000)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1363—An act to add Article 6 to Chapter 1, Part 2, Division 2, Title 4 of the Government Code, relating to the annexation of territory to cities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 18, of the printed bill, after "adopts", insert "by a unanimous vote of all of its members".

Amendment No. 2

On page 2, line 11, strike out "majority vote", and insert "unanimous vote of all the members".

Amendment No. 3

On page 2, line 13, after "supervisors", insert "by a unanimous vote of all of its members".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 57—An act to amend Section 438 of the Education Code, relating to the county superintendent of schools of a county of the thirty-eighth class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 64—An act to amend Section 6588.1 of the Health and Safety Code, relating to elections in sanitary districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 472—An act to amend Section 434 of the Education Code, relating to compensation for public service in counties of the thirty-fourth class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 597—An act to amend Section I of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405 of the Statutes of 1951), relating to the Santa Clara County Flood Control and Water Conservation District.

Bill read second time, ordered engrossed, and to third reading

Senate Bill No. 1019—An act to add Section 35012 to the Government Code, relating to annexation of territory to cities, and declaring the urgency thereof to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1022—An act to add Section 12.6 to the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to water conservation districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1343—An act to amend Section 68204 of the Government Code, relating to salaries of municipal court judges.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1344—An act to amend Section 68204 of the Government Code, relating to salaries of municipal court judges.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1345—An act to amend Section 68204 of the Government Code, relating to salaries of municipal court judges.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1346—An act to amend Section 73602 of the Government Code, relating to salaries of municipal court attaches.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1347—An act to amend Section 73522 of the Government Code, relating to salaries of municipal court attaches.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1348—An act to amend Section 74202 of the Government Code, relating to salaries of municipal court attaches.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1607—An act to amend Sections 74012, 74013, 74014, 74015, 74015.5, 74017, 74882, 74883, 74884, 74885, and 74887 of, and to add Sections 74018, 74019, 74885.5, 74888, and 74889 to, the Government Code, relating to the municipal courts established in a district embracing the City of Oxnard and Port Hueneme and in a district embracing the City of Ventura.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1751—An act to amend Section 37351 of the Government Code, relating to acquisition and disposition of property by cities.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1901—An act to amend Section 24001 of the Government Code, relating to irrigation districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1964—An act to amend Section 28148 of the Government Code, relating to compensation for public service in counties of the forty-eighth class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2092—An act to amend Section 74349 of the Government Code, relating to employees of the municipal court district embracing the City of San Diego.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 458—An act to amend Section 3812 of the Elections Code, relating to the order of measures on the ballot.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 and 8.

Amendment No. 2

On page 1, line 9, strike out "(c)", and insert "(a)".

Amendment No. 3

On page 1, after line 10, insert

"(b) Initiative measures in the order in which they qualify.

(c) Referendum measures in the order in which they qualify."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2348—An act to amend Section 35313 of the Government Code, relating to annexation of territory by cities.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2393—An act to add Article 8 (commencing at Section 35470), to Chapter 1, Part 2, Division 2 of Title 4 of the Government Code, relating to the annexation of territory by cities.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2605—An act to amend Sections 12, 16.1, 17, and 35 of, and to add Section 16.2 to, the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2675—An act to add Section 942.5 to the Streets and Highways Code, relating to county highways.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1255—An act to amend Section 13672.1 of the Education Code, relating to school teachers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in Senate May 8, 1957, after the period, insert "Anything in Sections 13841 and 13841.2 to the contrary notwithstanding, the board may also provide in the rules and regulations the amount to be deducted from the salary due the employee for the period in which the absence occurs."

Amendment No. 2

On page 1, line 15, strike out "The board may also provide in the rules and regu-"; and strike out lines 16 to 20, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2676—An act to add Section 7727.5 to the Education Code, relating to state school building aid.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 9, of the printed bill, after "schools", insert "made prior to the effective date of this section to the effect".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1318—An act to add Article 3.5 (commencing with Section 1300) to Chapter 3, Part 3, Division 4 of the Fish and Game Code, relating to hunting bear.

Bill read second time.

Motion to Amend

Senator Ed. C. Johnson moved the adoption of the following amendment:

Amendment No. 1

On page 2, of the printed bill, as amended in Senate March 22, 1957, strike out lines 44 to 49, inclusive, and insert

"1301.2. Except as herein provided it is unlawful to use dogs to hunt, pursue, or molest bears.

The use of one dog per hunter is permitted for the hunting of bears during the time the season is open for the taking of deer in the section of the State affected.

The use of more than one dog per hunter is permitted in the hunting of bears during the open season on bears in the section of the State affected except during the period when archery deer seasons or regular deer seasons are open.

In the course of breaking, training or practicing dogs, such dogs may be permitted to pursue bears during the period August 1st to September 30th if the area concerned is not open to archery deer hunting or regular deer hunting."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1912—An act to add Article 6 (commencing at Section 23095) to Chapter 1.5 of Division 9 of, to add Section 24045.2 to, and to amend Section 25761 of, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in Senate May 14, 1957, after "beverages", insert "and making an appropriation".

Amendment No. 2

On page 1, line 13, strike out "Alcoholic", and insert "Alcohol".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 785—An act to add Section 15.5 to the Fish and Game Code, relating to fishing.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 4, of the printed bill, after "water", insert "in Placer, Nevada and Sierra Counties".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2127—An act to add Section 1250.5 to the Fish and Game Code, relating to antlerless deer.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 6, of the printed bill, as introduced in the Senate January 24, 1957, after "Sierra," insert "Colusa, Mendocino, Amador, Calaveras, Tuolumne, Mariposa, Madera, Merced, Humboldt, Alpine, Lake,".

Amendment No. 2

On page 1, after line 12, insert

"The provisions of this section shall not apply to permits issued pursuant to Section 1293 of this code."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2273—An act to add Section 33019 to, and to amend Sections 33201, 33202, 33236, 33267, 33268, 33272, 33701, 33702, 33709, 33730, 33731, 33732, and 33746 of, the Health and Safety Code, relating to community redevelopment and the acquisition and disposition of property therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate May 10, 1957, strike out "33201, 33202,".

Amendment No. 2

In line 3 of the title, strike out "33702, 33709,".

Amendment No. 3

On page 2, strike out lines 1 to 17, inclusive.

Amendment No. 4

On page 2, line 18, strike out "4", and insert "2".

Amendment No. 5

On page 2, line 34, strike out "5", and insert "3".

Amendment No. 6

On page 3, line 10, strike out "6", and insert "4".

Amendment No. 7

On page 3, line 17, strike out "7", and insert "5".

Amendment No. 8

On page 3, strike out lines 27 to 43, inclusive, and insert

"SEC. 6. Section 33701 of said code is amended to read:

33701. Within 60 days after the adoption of the ordinance approving a tentative plan, or within 60 days after the effective date of this section, whichever is later, an owner of property in the project area shall register with the agency, in the manner prescribed by it, his election to participate in the plan. An owner who does not register such an election need not be considered as a participant in future planning, and, unless so considered, shall not have the rights of a participant prescribed by this section.

If the redevelopment plan does not permit an electing owner to redevelop his own land, he shall have a right to purchase from the agency a parcel of land within the project area, in such area or areas as shall be designated by the agency, substantially equivalent in size to that owned or formerly owned by him in the project area, at a price not in excess of the fair market value of the land purchased for the uses contemplated by the plan; provided that, in so purchasing, he agrees to redevelop the land purchased in a manner compatible with the plan.

Should such land, so purchased, be smaller than the minimum size parcel contemplated by the plan such owner may condition his purchase upon his ability to purchase from the agency, by competitive bidding, sufficient adjoining land to make up the minimum size parcel contemplated by the plan, and the agency shall conduct such a sale for such purposes.

An agency may determine that it is wholly impracticable to permit owner participation by any of the methods prescribed herein, and, if so, shall so find, on substantial evidence, prior to presenting the redevelopment plan to the legislative body for approval. Unless the legislative body makes the same finding in the ordinance approving the plan, it must disapprove the plan and refer it back to the agency for amendment to permit owner participation.

All rights of owners under this section shall be exercised at such times and in such manner as shall be prescribed by rules adopted by an agency."

Amendment No. 9

On page 3, strike out lines 44 to 52, inclusive; and on page 4, strike out lines 1 to 52, inclusive.

Amendment No. 10

On page 5, line 1, strike out "11", and insert "7".

Amendment No. 11

On page 5, line 8, strike out "12", and insert "8".

Amendment No. 12

On page 5, line 17, strike out "13", and insert "9".

Amendment No. 13

On page 5, line 26, strike out "14", and insert "10".

Amendment No. 14

On page 5, strike out lines 50 and 51; and on page 6, strike out lines 1 and 2.

Amendment No. 15

On page 6, line 3, strike out "15", and insert "11".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 286—An act to amend Sections 5930, 5931, and 5970 of the Elections Code, relating to absent voting.

Bill read second time, and ordered to third reading.

Assembly Bill No. 296—An act to amend Section 3935.5 of the Elections Code, relating to elections.

Bill read second time, and ordered to third reading.

Assembly Bill No. 298—An act to repeal Section 7969 of the Education Code, relating to elections.

Bill read second time, and ordered to third reading.

Assembly Bill No. 377—An act to amend Sections 61200 and 61403 of the Government Code, relating to local elections.

Bill read second time, and ordered to third reading.

Assembly Bill No. 410—An act to amend Sections 3871, 3873, 3878, 3879, and 3880 of, and to repeal Section 3872 of, the Elections Code, relating to the presidential primary election.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1227—An act to amend Section 45 of the Elections Code, relating to petitions.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2378—An act to amend Sections 3701 and 9803 of the Elections Code, relating to ballot paper.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2360—An act to amend Section 2802 of the Elections Code, relating to state central committees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3162—An act to add Section 55 to the Elections Code, relating to the destruction of voting records and the conduct of elections thereafter.

Bill read second time, and ordered to third reading.

Assembly Bill No. 290—An act to amend Section 4.1 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911) relating to municipal water districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 3, of the printed bill, before "4.1.", insert "Sec."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 307—An act to amend Sections 3, 3.6, 11, 12, and 26.1 of, and to add Sections 6.2, 12.1, 26.2, and 26.3 to, of the Marin County Flood Control and Water Conservation District Act (Chapter 666 of the Statutes of 1953), relating to the Marin County Flood Control and Water Conservation District.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, between lines 15 and 16, of the printed bill, as amended in Assembly April 19, 1957, insert "As an alternative to, or in addition to, the proceedings prescribed in Section 11 of this act for the establishment of any zone or any project, the board of supervisors of the district may submit proposals for the establishment of any zone or any project to the registered voters residing within the zone or the territory of a proposed zone, as the case may be, which election shall be called and held as nearly as practicable in the manner provided in Section 13."

Amendment No. 2

On page 2, line 47, strike out "once a week for two consecutive weeks prior to said".

Amendment No. 3

On page 2, strike out line 48.

Amendment No. 4

On page 2, line 49, strike out "seven (7) days before said hearing," and insert pursuant to Section 6066 of the Government Code".

Amendments read and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 985—An act to amend Section 21802 of, and to add Sections 21800.1, 21800.2, 21800.3, 21800.4, 21825.1, 21854 to, the Water Code, relating to the recall of irrigation district officers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government.

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "printed".

Amendment No. 2

On page 2, line 17, strike out "Ninety", and insert "Thirty".

Amendment No. 3

On page 2, line 24, strike out "150", and insert "120".

Amendment No. 4

On page 2, line 40, strike out "20", and insert "10".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1210—An act to amend Sections 73392 and 73393 of, and to add Section 73393.1 to, the Government Code, relating to the municipal court for Alviso and San Jose.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Assembly March 22, 1957, strike out ", and to add Section 73393.1 to,".

Amendment No. 2

On page 1, strike out lines 5 to 9, inclusive, and insert "of seven hundred seventy-nine dollars (\$779) monthly with annual increments of thirty-nine dollars (\$39), forty-one dollars (\$41), forty-three dollars (\$43), and forty-five dollars (\$45) to a maximum of nine hundred forty-seven dollars (\$947) monthly."

Amendment No. 3

On page 1, strike out lines 14 to 18, inclusive, and insert "mum salary of six hundred ten dollars (\$610) monthly with annual increments of thirty-one dollars (\$31), thirty-two dollars (\$32), thirty-four dollars (\$34), and thirty-five dollars (\$35) to a maximum of seven hundred forty-two dollars (\$742) monthly."

Amendment No. 4

On page 1, strike out lines 20 to 24, inclusive, and insert "shall receive a minimum salary of four hundred twelve dollars (\$412) monthly with annual increments of twenty-one dollars (\$21), twenty-two dollars (\$22), twenty-three dollars (\$23), and twenty-four dollars (\$24) to a maximum of five hundred two dollars (\$502) monthly."

Amendment No. 5

On page 2, strike out lines 2 to 6, inclusive, and insert "shall receive a minimum salary of three hundred twenty-two dollars (\$322) monthly with annual increments of sixteen dollars (\$16), seventeen dollars (\$17), eighteen dollars (\$18), and nineteen dollars (\$19) to a maximum of three hundred ninety-two dollars (\$392) monthly."

Amendment No. 6

On page 2, strike out lines 8 to 12, inclusive, and insert "receive a minimum salary of two hundred seventy-eight dollars (\$278) monthly with annual increments of fourteen dollars (\$14), fifteen dollars (\$15), fifteen dollars (\$15), and sixteen dollars (\$16) to a maximum of three hundred thirty-eight dollars (\$338) monthly."

Amendment No. 7

On page 2, strike out lines 24 to 28, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1327—An act to amend Section 72150 of the Government Code, relating to municipal courts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Assembly March 29, 1957, after "judges", insert "and the board of supervisors".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3667—An act to add Section 65.1 to the Drainage District Act of 1903 (Ch. 238, Stats. 1903), relating to drainage districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill as amended in Assembly April 25, 1957, strike out lines 18 to 22, inclusive, and insert

"In exclusion proceedings instituted pursuant to this section, evidence or proofs introduced in support of the exclusion at the hearing of said resolution of intention need not be taken down in shorthand or a record made thereof pursuant to Section 67."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 960—An act to add Section 1041.5 to the Education Code, relating to governing boards of elementary school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 993—An act to amend Section 65020 of the Government Code, relating to local planning advisory committees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1191—An act to amend Sections 74341, 74342, 74343, 74344, 74345, 74346, and 74350 of, and to add Section 74355 to, the Government Code, relating to the municipal court in a district embracing the City of San Diego.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1296—An act to amend Section 27821 of the Government Code, relating to constables.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1297—An act to amend Section 71266 of the Government Code, relating to marshals and constables.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1323—An act to amend Section 23010 of the Government Code, relating to loans by counties, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1725—An act to amend Section 11906 of the Public Utilities Code, relating to municipal utility districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1763—An act to amend Sections 5171 and 5174 of, and to add Section 10102.1 to, the Streets and Highways Code, relating to works affecting domestic water supplies provided under the Improvement Act of 1911.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1859—An act to amend Section 5356 of the Public Resources Code, relating to municipal park improvement district bond proceedings.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2273—An act to amend Sections 73772, 73773, and 73778.5 of the Government Code, relating to the municipal court in a district designated as the Central Judicial District of Marin County.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2301—An act to amend Section 28144 of the Government Code, and Section 444 of the Education Code, relating to compensation for public service in counties of the forty-fourth class.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2326—An act to add Sections 20580.1 and 20580.2 to of the Government Code, relating to the State Employees' Retirement System and the inclusion therein of certain employees of the Public School System, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2677—An act to amend Sections 5, 6 and 11 of, and to add Section 10.1 to, the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to County Water Authorities.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2681—An act to amend Sections 70048 and 70057 of the Government Code, relating to official phonographic reporters.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2889—An act to add Section 25450.41 to the Government Code, relating to county work.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3015—An act to amend Sections 31527, 31532, 31641.9, 31645, and 31676.1 of, repeal Sections 31652 and 31652.1 of, and add Sections 31652 and 31652.2 to, the Government Code, relating to county retirement systems.

Bill read second time, and ordered to third reading.

Assembly Bill No. 376—An act to amend Sections 1823 and 1825 of the Education Code, Sections 6580, 14053, 14654, and 20063 of the Health and Safety Code, Section 10630 of the Public Resources Code, and Sections 21650 and 41300 of the Water Code, relating to local elections.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Assembly April 26, 1957, strike out "14053."

Amendment No. 2

On page 2, strike out lines 14 to 21, inclusive.

Amendment No. 3

On page 2, line 22, strike out "SEC. 5.", and insert "SEC. 4."

Amendment No. 4

On page 2, line 26, strike out "SEC. 6.", and insert "SEC. 5."

Amendment No. 5

On page 2, line 33, strike out "7", and insert "6".

Amendment No. 6

On page 2, line 39, strike out "8", and insert "7".

Amendment No. 7

On page 2, line 45, strike out "9", and insert "8".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 757—An act to amend Section 4501 of the Elections Code, relating to the reporting of campaign contributions and expenditures.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly May 3, 1957, after "of", insert ", to add Section 4501.5 to, and to repeal Section 9702 of,".

Amendment No. 2

On page 1, after line 8, insert

"SEC. 2. Section 4501.5 is added to said code, to read:

4501.5. A candidate or nominee for a municipal office need not file a campaign statement if the lawful receipts and expenses of his campaign do not exceed two hundred dollars (\$200).

SEC. 3. Section 9702 of said code is repealed."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Constitutional Amendment No. 64—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 of Article II thereof, relating to the right to vote.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 2, line 1, of the printed measure, after "law", insert ", including any period of probation or parole,".

Amendment No. 2

On page 2, line 2, strike out "infamous crime", and insert "felony, federal or state,".

Amendments read, and adopted.

Resolution ordered printed, and to third reading.

Assembly Bill No. 3016—An act to amend Sections 31520.1, 31523, and 31720.5 of the Government Code, relating to county retirement systems.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3017—An act to amend Section 31007 of the Government Code, relating to retirement of county employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3018—An act adding Sections 31454.6, 31564.5, and 31627.6 to, and amending Section 31557 of, the Government Code, relating to county retirement systems.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3166—An act to add Section 1806 to the Streets and Highways Code, relating to city streets.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3426—An act to add Section 18704.1 to the Education Code, relating to personal property of school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3710—An act to amend Section 2204 of the Education Code, relating to the powers and duties of governing boards of school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3915—An act to amend Section 8 of the Palo Verde Irrigation District Act (Chapter 452, Statutes of 1923), relating to public districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2998—An act to amend Section 786 and to repeal Section 786.5 of the Fish and Game Code, and amend Section 2365 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to lobsters.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3974—An act to amend Section 1015.5 of the Fish and Game Code, and Section 8046 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to the Marine Research Committee.

Bill read second time, and ordered to third reading.

Assembly Concurrent Resolution No. 118—Relative to posting boundaries by the Department of Fish and Game.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 17, of the printed measure, as amended in Assembly May 2, 1957, strike out "honest".

Amendment No. 2

On page 2, line 4, strike out "honest".

Amendments read, and adopted.

Resolution ordered printed, and to third reading.

Assembly Bill No. 1815—An act to amend Section 24200.5 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1816—An act to amend Section 25761 of the Business and Professions Code, relating to alcoholic beverages, and making an appropriation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1842—An act to amend Sections 24203 and 24042 of the Business and Professions Code, relating to licensees under the Alcoholic Beverage Control Act.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1953—An act to amend Section 25656 of, and to repeal Section 25655 of, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1954—An act to amend Section 23102 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1955—An act to amend Sections 23950 and 23951 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1956—An act to repeal Sections 24010, 24050, and 24202, and to amend Sections 24046 and 25755 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1960—An act to add Section 23104.5 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1961—An act to add Section 25660.5 to, and to amend Section 25661 of, the Business and Professions Code, relating to written, printed, or photostatic evidence of majority and identity of persons.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1966—An act to amend Section 23091 of, and to repeal Section 24301 of, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1968—An act to add Section 24206 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3317—An act to add Section 23104.2 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3318—An act to amend Section 23104 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3530—An act to amend Section 25503 of, and to add Section 25611.1 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1949—An act to repeal Section 4 of Chapter 1801 of the Statutes of 1955, and to amend Sections 23399 and 23824 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Senate May 3, 1957, after "cense", insert "a club license, or a veterans' club license".

Amendment No. 2

On page 1, line 13, after "events", insert "held any place in the State approved by the department. Such a permit under a club license or a veterans' club license shall authorize such sales at such events only upon the licensed club premises".

Amendment No. 3

On page 2, line 1, after "permit", insert "for a licensee under an on-sale general license".

Amendment No. 4

On page 2, line 2, after the comma, insert "and the fee for a caterer's permit for a licensee under a club license or a veterans' club license shall be a sum equal to the annual fee for an on-sale general license prescribed by Section 23320,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Rules.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time, 3.18 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 325—An act to add Section 46.5 to and amend Sections 407, 427, 428, 992, 1201.3 and 1278 of the Fish and Game Code, and add Section 13005 to, and amend Sections 1055, 3031, 3652, 4332, 7149, and 7852 of, the Fish and Game Code as proposed by Assembly Bill No. 616, relating to licenses and making an appropriation for study of fish and game.

Bill read third time.

Motion to Amend

Senator Brown moved the adoption of the following amendments:

Amendment No. 1

In line 5 of the title of the printed bill, as amended in the Senate May 22, 1957, insert a period after "licenses", and strike out "and making an"; and strike out line 6 of the title.

Amendment No. 2

On page 6, strike out lines 1 through 19.

Amendments read, and adopted.

Further Amendment to Senate Bill No. 325**Motion to Amend**

Senator Berry moved the adoption of the following amendment:

Amendment No. 1

On page 2, after line 49, of the printed bill, as amended in the Senate May 20, 1957, insert

"A mountain sport fishing license granting the privilege of taking trout from the waters of this State for purposes other than profit shall be issued to any citizen of the United States over the age of 16 years who is a resident of this State, upon the payment of three dollars (\$3)."

Amendment read, and refused adoption.

Senate Bill No. 325 ordered printed, engrossed, and to third reading.

Motion to Print With a Rush Order

Senator Brown moved that Senate Bill No. 325 be sent to print with a rush order.

Senate Bill No. 2022—An act to add Section 4221.5 to the Business and Professions Code, relating to drugs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, and Teale—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 90—Relative to state highways.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, and Teale—25.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 2417—An act to amend Section 640a of the Penal Code and add Section 640b, relating to fraudulent use of coin-box telephones.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Ed. C.

Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, and Teale—26.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2527—An act to amend Section 1463 of the Penal Code, relating to disposition of fines and forfeitures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2529—An act to add Section 1256.2 to the Code of Civil Procedure, relating to condemnation proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, and Teale—31.

NOES—Senator Grunsky—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 139—An act to add Sections 1196.5 and 1196.6 to the Code of Civil Procedure, relating to the discharge of mechanics' liens.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Dorsey, Erhart, Farr, Gibson, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, and Teale—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Explanation of Absence

At 4.10 p.m. Senator Donnelly requested that the record show that the members of the Finance Committee were absent because of their attendance at a Finance Committee meeting.

Request granted.

Senate Bill No. 1802—An act to add Article 2.1 (commencing at Section 11397) to Chapter 4, Division 10 of, and to add Section 11722 to the Health and Safety Code, relating to the treatment and punishment of narcotic addicts, and making an appropriation.

Motion to Re-refer Senate Bill No. 1802

Senator Farr moved that Senate Bill No. 1802 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1298—An act to amend Section 647a of the Penal Code, relating to molestation of children and loitering.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2531—An act to add Section 1250a to the Code of Civil Procedure, relating to eminent domain.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2533—An act to amend Section 1254 of, and to add Section 1254.5 to the Code of Civil Procedure, relating to the deposit and investment of money paid into court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 2538—An act to add Section 1255b to the Code of Civil Procedure, relating to eminent domain and the allowance of interest after an order be made letting the plaintiff into possession.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—32.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4.25 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Bill No. 206—An act to add Section 257.5 to the Probate Code, relating to succession from members of Indian tribes, bands, and groups.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, and Teale—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 854—An act to add Section 11722 to the Health and Safety Code, relating to eligibility of narcotic addicts for probation and parole.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 856—An act to add Section 1708 to the Penal Code, relating to the definition of felony.

Bill read third time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 4, 1957, strike out "1708", and insert "1209".

Amendment No. 2

On page 1, line 12, strike out "1708", and insert "1209".

Amendment No. 3

On page 1, line 14, strike out "1708", and insert "1209".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 970—An act to amend Section 537 of the Code of Civil Procedure, relating to attachments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 971—An act to amend Sections 70050 and 70059 of, and to add Sections 70050.5 and 70059.5 to, the Government Code, relating to superior courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Donnelly, Dorsey, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1291—An act to amend Section 4004 of the Penal Code, relating to release of inmates of county jail.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Desmond, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1293—An act to amend Section 606 and 4600 of the Penal Code, relating to destruction or injury of place of confinement.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 725—An act to add Article 6 (commencing at Section 210) to Chapter 1 of Division 1 of the Streets and and Highways Code, relating to state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2277—An act to amend Section 576 of the Vehicle Code, relating to requirements that vehicles stop at railway grade crossings.

Bill read third time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 14, 1957, after "of", insert "and to add Section 576.5 to,".

Amendment No. 2

On page 2, line 2, strike out the colon.

Amendment No. 3

On page 2, line 3, strike out "(1) At", and insert "at".

Amendment No. 4

On page 2, strike out lines 6 to 9, inclusive.

Amendment No. 5

On page 2, after line 18, insert

"SEC. 2. Section 576.5 is added to said code, to read:

576.5. Notwithstanding the provisions of Section 576, the driver of any motor vehicle need not stop at any branch line which crosses a road or street leading to or from a public ferry and on which there is less than daily train service and with characteristics and freight service similar to industrial track operations, where with the approval of the Public Utilities Commission, distinctive signs are displayed indicating that no stop need be made, unless a train or locomotive is approaching upon such branch line."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2258—An act to add Section 710.3 to the Vehicle Code, relating to overwidth trailer coaches.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Desmond, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, and Sutton—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1253—An act to amend Section 607a of the Code of Civil Procedure, and to add Section 1093.5 to the Penal Code, relating to instructions to the jury in civil and criminal cases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Desmond, Donnelly, Dorsey, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, and Teale—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2205—An act to amend Section 127 of the Labor Code, relating to fees charged by the Industrial Accident Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Donnelly, Dorsey, Erhart, Grunsky, Ed. C. Johnson, Kraft, McBride, Montgomery, Murdy, Sutton, and Teale—22.

NOES—Senators Beard, Desmond, Farr, Regan, Richards, and Short—6.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1569—An act to add Section 1773.1 to the Labor Code, relating to public works.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Desmond, Donnelly, Dorsey, Erhart, Farr,

Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, and Teale—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 398—An act to add Section 145 to the Unemployment Insurance Code, relating to unemployment insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Desmond, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1599—An act to amend Sections 127, 305, 306, and 411 of the Unemployment Insurance Code, relating to regulations of state agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Desmond, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 370—An act to amend Section 454 of the Education Code, relating to the superintendent of schools of a county of the fifty-fourth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Desmond, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate No. 514—An act to amend Section 445 of the Education Code, relating to the county superintendent of schools of a county of the forty-fifth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Cobey, Coombs, Cunningham, Desmond, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1962—An act to amend Section 440 of the Education Code, relating to compensation for public service in counties of the fortieth class.

Bill read third time.

Motion to Amend

Senator Sutton moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 16, 1957, after "Code", insert "and Section 28140 of the Government Code".

Amendment No. 2

On page 1, between lines 7 and 8, insert

"SEC. 2. Section 28140 of the Government Code is amended to read:

28140. In a county of the fortieth class the annual salary of each supervisor is three thousand dollars (\$3,000). *Each supervisor shall receive, in addition, mileage at the rate of ten cents (\$0.10) a mile for miles actually and necessarily traveled between his place of residence and the county courthouse, for the purpose of attending regular meetings of the board of supervisors.* All other officers shall receive as compensation for the services required of them by law or by virtue of their offices the salaries and fees fixed pursuant to the charter of the county.

Grand jurors shall receive three dollars (\$3) a day for each day's attendance and mileage at the rate of fifteen cents (\$0.15) a mile for each mile necessarily traveled in attending court, in going only. Trial jurors in the superior and justice courts shall receive three dollars (\$3) per day for the first day and six dollars (\$6) per day thereafter during that particular trial, with mileage at the rate of eight cents (\$0.08) per mile each way. In criminal cases the fees and mileage of the trial jurors in the superior court shall be paid by the treasurer out of the general fund of the county upon warrants drawn by the auditor on the written order of the judge of the court in which the jurors were in attendance, and the treasurer shall pay the warrants."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1392—An act to amend Section 7231 of the Education Code, relating to the tuition of nonresident junior college students.

Bill read third time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 7231 of", and insert "Sections 5968, 7231, 7236, and 7239 of, and to add Sections 7466 and 18856 to,".

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 5968 of the Education Code is amended to read:

5968. Any moneys remaining in the special reserve fund of the district, *except moneys placed in the fund pursuant to subdivision (b) of Section 7236 or subdivision (b) of Section 7239*, shall be transferred to the general fund of the district by the auditor and treasurer upon written request to the superintendent of schools, auditor, and treasurer of the county by the governing board of the district, and the auditor and treasurer shall discontinue the special reserve fund.

SEC. 2. Section 7231 of said code is amended to read:".

Amendment No. 3

On page 1, line 17, strike out "one hundred fifty dollars (\$150)", and insert "three hundred dollars (\$300)".

Amendment No. 4

On page 1, line 18, after "pupils", insert "in grades 13 and 14".

Amendment No. 5

On page 1, after line 24 insert

"SEC. 3. Section 7236 of said code is amended to read:

7236. The amount apportioned to each junior college district or high school district under this article shall be paid into the treasury of the county whose

superintendent of schools has jurisdiction over the district to the credit of the following funds of the district:

(a) An amount equal to the amounts specified in subdivisions (a) and (b) of Section 7231 shall be credited to the general fund of the district.

(b) All or any portion of the amount specified in subdivision (c) of Section 7231 upon authorization of the governing board of the district shall be credited to the interest and sinking fund of the district. Any remaining portion shall be credited to the special reserve fund of the district.

SEC. 4. Section 7239 of said code is amended to read:

7239. A superintendent of schools in whose favor the order is drawn shall pay the money into the county treasury to the credit of the following funds of the districts educating the students from the county paying the money:

(a) An amount equal to the amounts specified in subdivisions (a) and (b) of Section 7231 shall be credited to the general fund of the district.

(b) All or any portion of the amount specified in subdivision (c) of Section 7231 upon authorization of the governing board of the district shall be credited to the interest and sinking fund of the district. Any remaining portion shall be credited to the special reserve fund of the district.

SEC. 5. Section 7466 is added to said code, to read:

7466. Any money paid into the county treasury of the county and credited to the interest and sinking fund of any district pursuant to subdivision (b) of Section 7236 or subdivision (b) of Section 7239 remaining after the payment of all bonds and coupons payable from the fund, or which is in excess of an amount sufficient to pay all unpaid bonds and coupons payable from the fund, shall be transferred to the special reserve fund of the district upon the order of the auditor, and may be used only for the purpose specified in Section 5961 and for no other purpose.

SEC. 6. Section 18865 is added to said code, to read:

18865. In any sale made pursuant to this article by a high school district maintaining a junior college to a newly formed junior college district which includes the territory of such high school district, it shall be competent for the governing board of the high school district to give consideration to prior tuition charges for the use of buildings and equipment which have been received by the district as a result of taxes levied upon property in the territory included in the newly formed junior college district and not in the high school district maintaining the junior college."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Dorsey:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 6827 of, and to add Section 6830.5 to, the Public Resources Code, relating to oil and gas leases of state lands.

Respectfully submitted.

SENATOR JESS R. DORSEY

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 23, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Governmental Efficiency.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Coombs, Cunningham, Desmond, Dolwig, Donnelly, Dorsey, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, McBride, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, and Teale—32.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bill was introduced, and read the first time:

Senate Bill No. 2678: By Senator Dorsey—An act to amend Sec-6827 of, and to add Section 6830.5 to, the Public Resources Code, relating to oil and gas leases of state lands.

Referred to Committee on Governmental Efficiency.

MOTION TO PRINT OPINION OF LEGISLATIVE COUNSEL

Senator Brown moved the following opinion of the Legislative Counsel be printed in the Journal for the purpose of establishing legislative intent that the only reason for striking the language is because it is believed to be superfluous.

Motion carried.

OPINION OF LEGISLATIVE COUNSEL

STATE OF CALIFORNIA

OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, CALIFORNIA, May 14, 1957

Hon. George Miller, Jr.
Senate Chamber

Open and Public Meetings—No. 13349

DEAR SENATOR MILLER: You have submitted to us the following question:

“When the law provides that all meetings of an agency shall be open and public, could any person be prevented from attending the meeting?”

We find it difficult to perceive how the term “open and public” could be construed to permit an agency or board to arbitrarily prevent a member of the public from attending its meetings. In common usage the term “open” means:

“Free to be entered, visited, or used; as, an open library; an open session; without restriction (actually or comparatively) as to the number or character of participants * * *” (Webster’s New International Dictionary (Second Edition)).

The term “public” is similar in meaning, being defined as:

“Open to common or general use, participation, enjoyment, etc., as a public place, tax or meeting * * *.”

“Open to the knowledge or view of all; generally seen, known, or heard; without privacy, concealment, etc.; accessible to everybody; common * * *.” (Webster’s New International Dictionary (Second Edition)).

We do not mean to imply from the foregoing that the agency or board could under no circumstances restrict attendance at its meetings, but merely that it could not arbitrarily take such action. For instance, it is probable that attendance at a meeting could be limited to conform to applicable police and fire regulations. It is also probable that persons who are obviously intent on committing a breach of the peace could be excluded. The test in these and similar situations would be whether the restriction imposed is reasonable and designed to serve some legitimate

object. If the restriction were imposed for the primary purpose of excluding the public, or a portion thereof, rather than to serve a legitimate object, the restriction would probably cease to be legitimate.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By EDWARD K. PURCELL, Deputy

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 5.58 p.m., on motion of Senator Donnelly, further proceedings under the call of the Senate were dispensed with.

MOTION TO PRINT REPORT

Senator Miller moved that 250 additional copies of the report entitled "Study on County School Superintendents" be printed for distribution.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator Collier:

Senate Resolution No. 136

Relative to water resources development by and for the State of California

WHEREAS, There have been introduced and are now pending before the Legislature of this State several proposed constitutional amendments dealing with water resource development by and for the State; and

WHEREAS, Such constitutional amendments would fix matters of water rights both present and future, with the result that it will affect water resource development within this State for all time; and

WHEREAS, This State has been and will continue to be dependent upon the Federal Government for assistance in such development; and

WHEREAS, Such constitutional amendments could affect the operation of projects already constructed by the United States but for which state applications have not been completed; and

WHEREAS, Any such constitutional amendment could affect future water development projects which could be constructed by the United States Bureau of Reclamation or the Army Corps of Engineers; and

WHEREAS, In view of the dependency of this State upon federal assistance in such programs, it would not be sound policy to enact legislation which would hamper or discourage such assistance or which would adversely affect the operation of existing federal projects; and

WHEREAS, The views of the Secretary of the Interior and the Secretary of the Army have not yet been ascertained as to the effect of any of the proposed constitutional amendments; now, therefore, be it

Resolved by the Senate of the State of California, That all proposed constitutional amendments now before the Legislature be forwarded to the Secretary of the Interior and the Secretary of the Army with the request that the Legislature be furnished with their views as to the effect of each such proposed constitutional amendment upon existing federal projects, or the construction of federal projects in the future.

Resolution read, and referred to Committee on Rules.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 129: By Senator Berry—Relative to the California Veterans Loan Program.

Referred to Committee on Military and Veterans Affairs.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 2241

Senator Beard moved that Senate Bill No. 2241 be withdrawn from Committee on Governmental Efficiency for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2241—An act to amend Section 23084 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Beard moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "23084", and insert "23081".

Amendment No. 2

On page 1, line 1, strike out "23084", and insert "23081".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 3 to 16, inclusive, and insert "23081. Within 40 days after the decision of the department [is delivered or mailed to the parties] *has been personally served upon the parties or served upon them by certified or registered mail, with return receipt*, any party aggrieved by a final decision of the department may appeal to the board from such decision. *When the decision is served by mail, the time for filing the appeal is increased one day for every full 100 miles of distance between the place of deposit and the place of service.* The appeal shall be in writing and shall state the grounds upon which a review is sought. A copy of the appeal shall be mailed by the appellant to each party who appeared in the proceeding before the department, including the department which shall thereafter be treated in all respects as a party to the appeal."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Motion to Print With a Rush Order

Senator Beard moved that Senate Bill No. 2241 be sent to print with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Assembly Bill No. 4114

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 4114

Senator Robert I. McCarthy moved that Assembly Bill No. 4114 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 4114—An act to add Section 30609 to the Streets and Highways Code, relating to crossings of San Francisco Bay, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time.

Motion to Amend

Senator Robert I. McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly May 17, 1957, strike out "Section 30609", and insert "Sections 30609 and 30660".

Amendment No. 2

On page 2, between lines 16 and 17, insert

"SEC. 2. Section 30660 is added to the Streets and Highways Code, to read:
30660. If financing for the construction of the Southern Crossing has not been completed prior to July 1, 1958, all of the sections of this article (commencing at Section 30651), except this section, shall be of no further force or effect, and the Department of Public Works and the California Toll Bridge Authority may exercise all powers and duties under the California Toll Bridge Authority Act (commencing at Section 30006) as if this article had never been enacted. Such financing of the Southern Crossing shall be undertaken only upon a finding by the authority on the basis of the estimates of cost and anticipated revenue available to it that the rates of toll on the San Francisco-Oakland Bay Bridge in effect on January 1, 1957, should be sufficient to meet all obligations to be assumed in connection with the financing of the Southern Crossing. However, if bonds are issued, the California Toll Bridge Authority shall provide for the inclusion in its bond proceedings of the obligation of the authority to from time to time fix the rates of tolls and charges in accordance with the provisions of Section 30102, it being the intention of the Legislature that when bonds are issued the authority shall be under the obligation to so fix and collect such rates of toll as are necessary to comply with such obligation. In such case all money from the tolls collected under Section 30608, together with the increment from the investment thereof, may be expended by the authority and the department for assistance in the financing of any crossing of San Francisco Bay between the City and County of San Francisco and the County of Alameda. From and after the effective date of this section, the authority and the department may expend any of such money for revisions of or improvements to the existing San Francisco-Oakland Bay Bridge, its approaches and appurtenances, in accordance with the conclusions and recommendations contained in that document known as "A Preliminary Report to Department of Public Works on the Reconstruction of the San Francisco-Oakland Bay Bridge" dated March, 1957. To the greatest extent found feasible by the department in planning and conducting the work to be carried out, but without delaying the ultimate completion thereof, the department shall so plan and conduct the work as to permit the rails on the San Francisco-Oakland Bay Bridge to remain in place as long as possible so as to minimize the interruption of transbay rail transportation."

Amendment No. 3

On page 2, line 17, strike out "SEC. 2", and insert "SEC. 3".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred: Assembly Bill No. 3194

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 3194

Senator Montgomery moved that Assembly Bill No. 3194 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 3194—An act to amend Sections 4903, 4904, and 5003 of the Labor Code and to add Sections 2735.5 and 2741 to the Unemployment Insurance Code, relating to liens for unemployment compensation disability benefits.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly May 8, 1957, in line 2 of the title, after "Code", insert "and to amend Section 2629 of".

Amendment No. 2

On page 2, line 23, strike out "period", and insert "day".

Amendment No. 3

On page 2, line 30, after "commission", insert ", subject to the right of judicial review,".

Amendment No. 4

On page 3, lines 8 and 9, strike out "amount of such lien", and insert "number of days and the amount of temporary disability indemnity".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 3, after line 29, insert

"SEC. 6. Section 2629 of the Unemployment Insurance Code is amended to read: 2629. Except as provided in this section, an individual is not eligible for disability benefits for any [period] day of unemployment [due primarily to a disability,] and disability for which [period the director finds that with respect to such disability] he has received, or is entitled to receive benefits, in the form of cash payments for temporary disability indemnity, under a workmen's compensation law, or employer's liability law of this State, or of any other state, or of the Federal Government. If such cash payments are less than the amount he would otherwise receive as disability benefits under this part, he shall be entitled to receive for such [period] day, if otherwise eligible, disability benefits, reduced by the amount of such cash payments. If, after receipt of, or determination of entitlement to receive, temporary disability benefits under a workmen's compensation law, a claim for unemployment compensation disability benefits is filed during the same continuous period of disability, because of a disability for which the workmen's compensation claim was made, the maximum amount of benefits payable hereunder during the disability benefit period thereby established shall be reduced by the amount of temporary disability benefits which the claimant received or has been determined to be entitled to receive under the workmen's compensation law."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Assembly Bill No. 736

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 736

Senator Collier moved that Assembly Bill No. 736 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 736—An act to amend Sections 511, 511.1, 511.2 and 511.3 of, and to add Section 511.5 to, the Vehicle Code, relating to speed laws.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 8, 1957, strike out "511, 511.1, 511.2 and 511.3 of, and", and insert "468, 511, 511.1, 511.2, 511.3, 511.4, 512, 512.2, 513, 525.1, 740 and 758 of".

Amendment No. 2

In line 2 of the title, strike out "to add Section 511.5 to,".

Amendment No. 3

On page 1, line 1, strike out "511", and insert "468".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, between lines 2 and 3, insert

"468. Speed Restriction Signs. (a) Speed restriction signs shall be erected upon every state highway at the entrance thereof into a business or residence district.

(b) Speed restriction signs may, but need not, be erected upon any other street or highway at the entrance thereof into a business or residence district unless required under the provisions of subdivision (c) of this section.

(c) Whenever the State Department of Public Works or a local authority as authorized by this code determines and declares a [prima facie] speed limit different from the limit otherwise applicable under Section 511 of this code upon any street, highway or portion thereof, appropriate speed restriction signs shall be erected and maintained on said street, highway or portion thereof at the outside entrances of that portion of such street or highway upon which the special [prima facie] speed limit is applicable.

SEC. 2. Section 511 of said code is amended to read: "

Amendment No. 5

On page 1, line 3, strike out "Prima Facie", and insert "Maximum".

Amendment No. 6

On page 1, strike out lines 8 to 15, inclusive, and insert "The maximum speed limits are as follows and".

Amendment No. 7

On page 1, line 19, strike out "prima facie" and insert "speed".

Amendment No. 8

On page 1, line 24, strike out "prima facie" and insert "speed".

Amendment No. 9

On page 2, between lines 23 and 24, insert

"(c) 70 miles per hour under all other conditions unless a different speed is specifically designated in this code or is determined and declared by competent authority under procedure set forth in this code."

Amendment No. 10

On page 2, line 24, strike out "SEC. 2.", and insert "SEC. 3."

Amendment No. 11

On page 2, line 31, strike out "prima facie", and insert "speed".

Amendment No. 12

On page 2, strike out line 33, and insert "a speed limit of 30, 35, 40, 45, 50, 55, 60 or 65".

Amendment No. 13

On page 2, line 36, strike out "prima facie".

Amendment No. 14

On page 2, line 39, strike out "65", and insert "70".

Amendment No. 15

On page 2, line 42, strike out "65", and insert "70".

Amendment No. 16

On page 2, line 43, strike out "65", and insert "70".

Amendment No. 17

On page 2, line 44, after "miles", insert "per hour".

Amendment No. 18

On page 2, strike out lines 45 and 46, and insert "mine and declaring a speed limit of 65, 60, 55, 50, 45, 40, 35, 30 or 25 miles per hour, whichever is found most appropriate".

Amendment No. 19

On page 2, line 48, strike out "prima facie".

Amendment No. 20

On page 3, line 3, strike out "SEC. 3.", and insert "SEC. 4."

Amendment No. 21

On page 3, line 8, strike out "65", and insert "70".

Amendment No. 22

On page 3, strike out lines 11 to 14, inclusive, and insert "dence, the department may determine and declare a speed limit thereon lower than 70 miles per hour but not less than 25 miles per hour which declared speed limit shall be effective when appropriate signs".

Amendment No. 23

On page 3, line 18, strike out "65", and insert "70".

Amendment No. 24

On page 3, strike out lines 23, 24, and 25, and insert "a speed limit thereon lower than 70 miles per hour but not less than 25 miles per hour, which declared speed limit shall be effective when ap-".

Amendment No. 25

On page 3, line 28, strike out "SEC. 4.", and insert "SEC. 5."

Amendment No. 26

On page 3, line 29, strike out "Prima Facie", and insert "Speed".

Amendment No. 27

On page 3, line 35, strike out "prima facie", and insert "speed".

Amendment No. 28

On page 3, strike out lines 37 and 38, and insert "determine and declare a speed limit of 30, 35, 40, 45, 50, 55, 60 or 65 miles per hour, whichever is found most".

Amendment No. 29

On page 3, line 40, strike out "prima facie".

Amendment No. 30

On page 3, line 43, strike out "65", and insert "70".

Amendment No. 31

On page 3, line 45, strike out "65", and insert "70".

Amendment No. 32

On page 3, strike out lines 48, 49, and 50, and insert "70 miles per hour is applicable under this code, such local authority may by ordinance determine and declare a speed limit of 65, 60, 55, 50, 45, 40, 35, 30 or 25 miles per".

Amendment No. 33

On page 4, line 1, strike out "prima facie", and insert "speed".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 34

On page 4, strike out lines 14 to 17, inclusive, and insert

"SEC. 6. Section 511.4 of said code is amended to read:

511.4. *Speed Zoning on Multiple-lane Highways.* On multiple-lane highways with two or more separate roadways different [prima facie] speed limits may be established for different roadways under the procedure specified in Sections 511.1, 511.2 or 511.3.

SEC. 7. Section 512 of said code is amended to read:

512. *Speed Limit on Highways Where Persons Are at Work.* [It shall be prima facie a violation of the basic rule declared in Section 510 of this code for any person to operate] *No person shall drive a vehicle at a speed greater than 25 miles per hour upon any portion of a highway where officers or employees of the agency having jurisdiction of the same, or any contractor of such agency or his employees, are at work on the roadway or within the right of way so close thereto as to be endangered by passing traffic.* The provisions of this section shall apply only when appropriate signs, indicating the limits of the restricted zone, and the speed limit applicable therein, are placed by such agency within 400 feet of each end of such zone. Such signs shall display the figures "25", as provided in Section 468 and shall indicate the purpose of the speed restriction, but otherwise need not comply with the details set forth in Section 468. Nothing in this section shall be deemed to relieve any operator of a vehicle from complying with the provisions of Section 510.

SEC. 8. Section 512.2 of said code is amended to read:

512.2. *Speed Restrictions Because of Snow Conditions.* Whenever the State Department of Public Works in respect to state highways or a local authority with respect to highways under its jurisdiction finds that, by reason of snow or ice conditions, a speed in excess of 25 miles per hour is more than is reasonable and safe upon a highway or any portion thereof, the department or local authority, as the case may be, may erect appropriate signs in such highway or portion thereof indicating a speed limit of 25 miles per hour. Such signs may be placed and removed as snow or ice conditions vary. When such signs are in place, the [prima facie] speed limit on any portion of such highway so signposted shall be 25 miles per hour and the burden of proving that a speed in excess of 25 miles per hour is not in violation of Section 510 shall be on the driver.

SEC. 9. Section 513 of said code is amended to read:

513. *Exceeding [Prima Facie] Speed Limit Not Negligence as Matter of Law.* In any civil action proof of speed in excess of any [prima facie] speed limit declared in Section 511 hereof at a particular time and place shall not establish negligence as a matter of law but in all such actions it shall be necessary to establish as a fact that the operation of a vehicle at such excess speed constituted negligence.

SEC. 10. Section 525.1 of said code is amended to read:

525.1. *Driving in Right Hand Lane.* Notwithstanding the [prima facie] speed limits, upon all highways any vehicle proceeding in a direction at less than the normal speed of traffic in such direction at such time shall be driven in the right hand lane for traffic or as close as practicable to the right hand edge or curb, except when overtaking and passing another vehicle proceeding in the same direction or when preparing for a left turn at an intersection or into a private road or driveway.

SEC. 11. Section 740 of said code is amended to read:

740. Speed Charged to be Specified. Every notice to appear and every complaint or information charging a violation of any provision of this code regulating the speed of vehicles upon a highway shall specify the approximate speed at which the defendant is alleged to have driven and exactly the [prima facie] *maximum* speed limit applicable at the time and place of the alleged offense and shall state any other speed limit alleged to have been exceeded if applicable to the particular type of vehicle or combination of vehicles operated by the defendant.

SEC. 12. Section 758 of said code is amended to read:

758. Presumption as to Correctness of Speed Restriction Signs. In any action involving the question of unlawful speed of a vehicle upon a highway which has been signposted with speed restriction signs of a type complying with the requirements of this code, it shall be presumed that existing facts authorize the erection of such signs and that the [prima facie] speed limit on such highway is the limit stated on such signs. This presumption may be rebutted."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 656

Senate Bill No. 657

Assembly Bill No. 2230

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 656

Senator Miller moved that Senate Bill No. 656 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 656—An act to add Article 3.5 (comprising Sections 72115 to 72130, inclusive) to Chapter 8, Title 8 of the Government Code, relating to municipal courts.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "72115", and insert "72117".

Amendment No. 2

On page 1, strike out lines 7 to 15, inclusive.

Amendment No. 3

On page 1, line 26, strike out "The amount"; and strike out line 27; and on page 2, strike out lines 1 and 2.

Amendment No. 4

On page 2, between lines 43 and 44, insert
"72123. The provisions of this article shall be operative on and after the ninety-first day after final adjournment of the 1959 Regular Session of the Legislature, at which time all laws in conflict with this article are superseded."

Amendment No. 5

On page 2, strike out lines 44 to 51, inclusive; and strike out all of pages 3 to 8, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 657

Senator Miller moved that Senate Bill No. 657 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 657—An act to add Article 2.5 (comprising Sections 72075 to 72090 inclusive) to Chapter 8, Title 8 of the Government Code, relating to municipal courts.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "72075", and insert "72076".

Amendment No. 2

On page 1, strike out lines 6 to 9, inclusive.

Amendment No. 3

On page 1, line 17, strike out "The number of deputy"; and strike out all of lines 18 to 23, inclusive.

Amendment No. 4

On page 2, between lines 36 and 37, insert "72078. The provisions of this article shall be operative on and after the ninety-first day after final adjournment of the 1959 Regular Session of the Legislature, at which time all laws in conflict with this article are superseded."

Amendment No. 5

On page 2, strike out lines 37 to 51, inclusive; and strike out all of pages 3 to 10, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 2230

Senator Gibson moved that Assembly Bill No. 2230 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2230—An act to amend Sections 31469.3 and 31470 of the Government Code, to renumber Section 31470.6 of the Government Code to be Section 31470.8 of the Government Code and to add Sections 31470.6, 31558.5, 31639.6, and 31639.7 to the Government Code, relating to the retirement of county employees.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly May 16, 1957, strike out "the Govern-"; and strike out lines 2 and 3, and insert "to amend and renumber Section 31470.6 of, and to".

Amendment No. 2

In line 4 of the title, strike out "31639.6, and 31639.7", and insert "31639.7 and 31639.8".

Amendment No. 3

In line 4 of the title, after "to", insert a comma.

Amendment No. 4

On page 1, lines 5 and 6, strike out "on or before December 31, 1953,".

Amendment No. 5

On page 1, line 9, after "31676.1", insert "or 31695.1".

PRINTER'S NOTE.—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 6

On page 2, strike out lines 1 to 4, inclusive, and insert
"SEC. 3. Section 31470.6 of said code is amended and renumbered to read:
[31470.6.] 31470.8. In cases of doubt as to whether a person is eligible to become [or is or continues to be] a safety member, the board shall decide."

Amendment No. 7

On page 3, line 1, strike out "31639.6", and insert "31639.7".

Amendment No. 8

On page 3, line 3, strike out "31639.6", and insert "31639.7".

Amendment No. 9

On page 3, line 16, strike out "31639.7", and insert "31639.8".

Amendment No. 10

On page 3, line 18, strike out "31639.7", and insert "31639.8".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Assembly Bill No. 2917

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2917

Senator Williams moved that Assembly Bill No. 2917 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2917—An act to amend Sections 31415 and 60276 and to add Sections 8040, 9267, 11703, 21936, 35156, 51004, 55529 and 56050.1 to the Water Code, relating to the use of bond proceeds.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 1 and 2, of the printed bill, strike out "code cited in the title", and insert "Water Code".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Public Utilities**

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 2248

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 2248

Senator Cunningham moved that Senate Bill No. 2248 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2248—An act to amend Section 7612 of the Public Utilities Code, relating to railroad equipment.

Bill read second time.

Motion to Amend

Senator Cunningham moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 7612 of", and insert "add Section 7614 to".

Amendment No. 2

On page 1, strike out lines 1 to 23, inclusive, and insert

"SECTION 1. Section 7614 is added to the Public Utilities Code, to read: 7614. On and after January 1, 1959, it shall be unlawful for any owner or operator of a railroad running through or within the boundaries of the State of California and engaged in the business of common carrier to operate for or transport its employees or passengers in a caboose which is not equipped with electrical facilities adequately illuminating the interior of such caboose. Each such caboose shall be equipped with an electrically lighted marker or markers."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 1056

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1056

Senator Thompson moved that Assembly Bill No. 1056 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1056—An act to amend Section 18355 and add Section 18370 to the Health and Safety Code, relating to plumbing and electrical equipment in trailer coaches.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly May 1, 1957, strike out "Section 18355", and insert "Section 18009".

Amendment No. 2

In line 2 of the title, after "plumbing", insert ", heating".

Amendment No. 3

On page 1, line 1, strike out "18355", and insert "18009".

Amendment No. 4

On page 1, between lines 2 and 3, insert

"18009. The provisions of this part relating to auto and trailer camps apply to all parts of the State except within cities, counties, and cities and counties that have enacted and are enforcing local ordinances regulating auto and trailer camps and such ordinances prescribe minimum standards equal to or greater than the provisions of this part relating to auto and trailer camps. The provisions of this part shall not prevent local authorities of any city, county, or city and county, within the reasonable exercise of the police power, from prohibiting auto and trailer camps within such city, county, or city and county, or from adopting rules and regulations, by ordinance or resolution, prescribing higher standards of sanitation, health and safety for auto and trailer camps and requiring a local health permit to maintain and conduct any such auto and trailer camp within such city, county, or city and county."

Notwithstanding any other provision of this section, Section 18370 shall apply to all parts of the State."

Amendment No. 5

On page 1, strike out lines 3 to 15, inclusive.

Amendment No. 6

On page 2, lines 3 and 4, strike out "or to use or permit the use of in a trailer park".

Amendment No. 7

On page 2, line 5, after "plumbing", insert ", heating".

Amendment No. 8

On page 2, line 9, after "plumbing", insert ", heating".

Amendment No. 9

On page 2, line 12, after "plumbing", insert ", heating".

Amendment No. 10

On page 2, lines 24, 25, and 26, strike out "or which are thereafter connected to plumbing or electrical service in trailer parks in this State,".

Amendment No. 11

On page 2, line 27 after "plumbing", insert ", heating".

Amendment No. 12

On page 2, line 28, strike out "It is unlawful to connect any trailer coach manu-"; and strike out all of lines 29, 30, and 31.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

RECESS

At 5.59 p.m., on motion of Senator Donnelly, the Senate recessed until 8.30 p.m.

REASSEMBLED

At 8.30 p.m., the Senate reconvened.

Hon. Hugh M. Burns, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

EXPLANATION OF ABSENCE

Senators Dilworth and Williams requested that the record show that their absence from the Senate was due to their attendance at the Subcommittee of Senate Finance Committee considering Assembly Bill No. 3045.

Request granted.

EXPLANATION OF ABSENCE

I was absent from the Senate floor today to take up Senate Bill No. 2335 and Senate Bill No. 382 in Assembly committees.

JOHN F. THOMPSON

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 23, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 222
Assembly Bill No. 244
Assembly Bill No. 449
Assembly Bill No. 450
Assembly Bill No. 735
Assembly Bill No. 809
Assembly Bill No. 930
Assembly Bill No. 1080
Assembly Bill No. 1461
Assembly Bill No. 1490
Assembly Bill No. 1813
Assembly Bill No. 2189
Assembly Bill No. 2414
Assembly Bill No. 2460
Assembly Bill No. 2461

Assembly Bill No. 2462
Assembly Bill No. 2473
Assembly Bill No. 2474
Assembly Bill No. 2670
Assembly Bill No. 3001
Assembly Bill No. 3038
Assembly Bill No. 3095
Assembly Bill No. 3203
Assembly Bill No. 3507
Assembly Bill No. 3587
Assembly Bill No. 3678
Assembly Bill No. 3884
Assembly Bill No. 3998
Assembly Bill No. 4053
Assembly Bill No. 4093

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By KENNETH E. WRIGHT, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 222—An act to add Section 1248b to the Code of Civil Procedure, relating to damages to be allowed in condemnation proceedings.

Referred to Committee on Judiciary.

Assembly Bill No. 244—An act to amend Section 4553 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Assembly Bill No. 449—An act to amend Section 9614 of the Education Code, relating to credentials for teachers of physically handicapped minors.

Referred to Committee on Education.

Assembly Bill No. 450—An act to amend Section 9806 of the Education Code, relating to credentials for teachers of mentally retarded minors.

Referred to Committee on Education.

Assembly Bill No. 735—An act to amend Sections 8052 and 12202 of the Education Code, relating to agreements between teacher education institutions accredited by the State Board of Education and the governing board of school districts for practice teaching and supervised field experience.

Referred to Committee on Education.

Assembly Bill No. 809—An act to amend Sections 20355, 20356 and 20358 of the Education Code, relating to state college student housing facilities.

Referred to Committee on Education.

Assembly Bill No. 930—An act to add Section 6879 to the Public Resources Code, relating to the inclusion of tide and submerged lands in agreements for cooperative or unit development of oil and gas.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1080—An act to add Section 20255 to the Education Code, relating to nursing education and related programs requiring clinical facilities and experience.

Referred to Committee on Education.

Assembly Bill No. 1461—An act to amend Section 901 of the Insurance Code, relating to financial statements of insurers.

Referred to Committee on Financial Institutions.

Assembly Bill No. 1490—An act to add Section 19735 to the Government Code, relating to state employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1813—An act to add Section 19253.5 to the Government Code, relating to demotion or transfer of state employee unable to perform the duties of his position.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2189—An act to amend Section 211 of the Vehicle Code, relating to registration exemptions for persons in military service.

Referred to Committee on Transportation.

Assembly Bill No. 2414—An act to add Section 545 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 2460—An act to amend Section 2350 of the Welfare and Institutions Code, relating to care contracts.

Referred to Committee on Social Welfare.

Assembly Bill No. 2461—An act to amend Sections 2350.1 and 2350.5 of, and to add Section 2350.6 to, the Welfare and Institutions Code, relating to care contracts.

Referred to Committee on Social Welfare.

Assembly Bill No. 2462—An act to amend Section 2351 of the Welfare and Institutions Code, relating to life care contracts.

Referred to Committee on Social Welfare.

Assembly Bill No. 2473—An act to amend Section 1128 of the Welfare and Institutions Code, relating to mentally defective persons.

Referred to Committee on Judiciary.

Assembly Bill No. 2474—An act to amend Section 7052 of the Welfare and Institutions Code, relating to the commitment of defective or psychopathic delinquents.

Referred to Committee on Judiciary.

Assembly Bill No. 2670—An act to add Article 11 (commencing with Section 20230) to Chapter 1 of Division 10 of the Education Code, relating to condemnation of property by the University of California.

Referred to Committee on Judiciary.

Assembly Bill No. 3001—An act to amend Section 709 of the Probate Code, relating to the filing of claims with an executor or administrator.

Referred to Committee on Judiciary.

Assembly Bill No. 3038—An act to add Sections 335, 336, 337, 338, and 339 to the Water Code, relating to beach erosion.

Referred to Committee on Water Resources.

Assembly Bill No. 3095—An act to amend Sections 7643 and 7662 of, and to add Section 7647.7 to, the Business and Professions Code, relating to embalmers.

Referred to Committee on Business and Professions.

Assembly Bill No. 3203—An act to add Chapter 4.6, comprising Sections 20590 to 20595, inclusive, to Part 3 of Division 5 of Title 2 of the Government Code, to amend Section 20303 thereof, to repeal Sections 20331 and 20651 thereof, and to add a new Section 20750.12 thereto, relating to the inclusion of certain officers and employees of the University of California in the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3507—An act to amend Sections 404, 410, and 412 of the Education Code, relating to the salary of the county superintendents of schools.

Referred to Committee on Local Government.

Assembly Bill No. 3587—An act to amend Sections 40 and 49 of, and add Section 51.1 to, the Drainage District Act of 1903 (Chapter 238 of the Statutes of 1903), relating to drainage districts.

Referred to Committee on Local Government.

Assembly Bill No. 3678—An act to amend Section 429 of the Fish and Game Code, and Section 3036 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to licenses.

Referred to Committee on Fish and Game.

Assembly Bill No. 3884—An act to amend Section 2 of the University of California Dormitory Revenue Bond Act of 1947 (Chapter 1027 of the Statutes of 1947), relating to the definition of project, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 3998—An act to add Sections 20023.1, 20129, 20600.5, 20801.1, 21021.5, 21022.5, 31461.1, 31533, 31558.1, 31620.1, 31630.1, 31639.15, 31641.01, 31721.5, 31727.5, and 31780.5 to, and to amend Sections 20302, 20393, 21360, 21361, 31700, 31701, and 31720.5 of, the Government Code, relating to retirement systems for public employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 4053—An act to amend Section 575 of the Welfare and Institutions Code, relating to compensation of referees.

Referred to Committee on Judiciary.

Assembly Bill No. 4093—An act to amend Section 72602 of the Government Code, relating to municipal courts in Los Angeles County.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 23, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 168

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By KENNETH E. WRIGHT, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 168—Relative to major league baseball in California.

Request for Unanimous Consent

Senator Robert I. McCarthy asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 168, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 168

Assembly Concurrent Resolution No. 168—Relative to major league baseball in California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.
NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 22, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 169

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By KENNETH E. WRIGHT, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 169—Relative to congratulating Mrs. George P. Abel.

Request for Unanimous Consent

Senator Kraft asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 169, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 169

Assembly Concurrent Resolution No. 169—Relative to congratulating Mrs. George P. Abel.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.
NOES—None.

Resolution ordered transmitted to the Assembly.

CALL OF THE SENATE

Senator Collier moved a call of the Senate.

Motion carried.

Time, 8.32 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 122—An act to add Sections 14002.5, 14002.6 and 14002.7 to the Education Code, relating to school district employees, and making an appropriation.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2929—An act to add Section 18053.1 to the Education Code, relating to the purchase by public corporations or agencies of personal property for school districts, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Breed.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Richards, Short, Teale, Thompson, and Williams—28.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Richards, Short, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 198—An act to amend Section 2600 of the Welfare and Institutions Code, relating to aid to the indigent.

Motion to Refer Bill to Inactive File

Senator Richards moved that Assembly Bill No. 198 be placed on the inactive file.

Motion carried.

Assembly Bill No. 1115—An act to add Section 954 to the Elections Code, relating to election days.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Richards, Short, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1279—An act to amend Section 7713 of, and to add Section 7717.2 to, the Education Code, relating to state school building aid.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 352—An act to amend Sections 12000, 12175, 12176, 12177, 12179, 12181, 12182, 12183, 12184, 12186, 12187, 12188, and 12189 of, to repeal Sections 12178 and 12180 of, and to add Sections 12180, 12187.1 and 12187.2 to, the Health and Safety Code, relating to the storage of explosives.

Bill read third time, and presented by Senator Brown.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1053—An act to amend Section 7100 of, and to add Section 7115 to, the Health and Safety Code, relating to dispositions to blood banks, artery banks, eye banks, or other therapeutic services.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 476—An act making an appropriation for support of the San Francisco World Trade Center.

Bill read third time, and presented by Senator Robert I. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3564—An act to amend Sections 155, 2612.5, 2804, and 2805 of, and to add Section 2612.6 of, and to repeal Section 4188, of the Revenue and Taxation Code, relating to property taxes.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Richards, Short, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3565—An act to repeal Sections 3731, 4107, and 4111 of, and to add Section 3731 to the Revenue and Taxation Code, relating to refunds of purchase price of erroneously sold tax-deeded property, the Controller's receipt for redemption and the recorders notation of redemptions.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 160—Relative to commending Mr. Basil O'Connor.

Resolution read, and presented by Senator Breed.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1882—An act to amend Sections 73824 and 73825, relating to compensation of employees of the municipal court established in the City of Modesto.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1883—An act to amend Section 73822 of, to repeal Section 73823 of, and to add Section 73823 to the Government Code, relating to the Modesto Municipal Court.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2442—An act to amend Sections 687, 687.1 and 687.2 of the Vehicle Code, relating to signs on vehicles.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1538—An act to repeal Article 2 (commencing at Section 1600) of Chapter 8 of Division 2 of the Streets and Highways Code and to amend Sections 16417 and 29484 of the Government Code, relating to county highway funds.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Grunsky Presiding

At 8.50 p.m., Senator Donald L. Grunsky of the Twenty-third District, presiding.

Assembly Bill No. 1542—An act to repeal Article 4 (commencing at Section 1220) of Chapter 4 of Division 2, Article 5 of Chapter 4 of Division 2, and Sections 961, 962, 963, 980, and 1581 of, and to add Section 1076 to, the Streets and Highways Code, relating to county highways.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3406—An act to amend Section 33002 of, and to add Sections 33204 and 33231.5 to the Health and Safety Code, relating to redevelopment.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2741—An act to amend Section 2202 of the Education Code, relating to the rental by school districts of buildings and facilities.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2742—An act to amend Sections 53200, 53201, 53202, 53205, 53206, and 53207, and to repeal Sections 53203 and 53204, of the Government Code, relating to health and welfare benefits for public employees.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 330—An act to amend Sections 36933 and 36937 of the Government Code, relating to city ordinances.

Bill read third time, and presented by Senator John F. McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1749—An act to add Section 13831.4 to the Education Code, relating to salaries of certificated employees of school districts, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Miller.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—30.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 31—An act to amend Section 5901 of the Elec-Code, relating to absent voter ballots.

Bill read third time, and presented by Senator Richards.

The bill was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2918—An act to add Section 673.5 to the Elec-tions Code, relating to election officers.

Bill read third time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in Assembly April 19, 1957, strike out "3928", and insert "3928.1".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Assembly Bill No. 2927—An act to add Section 24058 to the Gov-ernment Code, relating to duties of county officers to attend meetings and conferences called by civil executive officers of the State.

Bill read third time.

Motion to Amend

Senator Breed moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate May 16, 1957, strike out "480 of the Penal", and insert "12524 of the Government".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2780—An act to amend Section 12465 of the Government Code, relating to destruction of records by the Controller.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 963—An act to amend Sections 6900 and 6902 of the Government Code, relating to vending stands for the blind.

Bill read third time, and presented by Senator Coombs.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1373—An act to amend Sections 18673, 18680, 18742, and 18762 of Division 8, Chapter 2, of the Business and Professions Code, relating to the regulation of boxing contests and sparring and wrestling matches and exhibitions.

Bill read third time, and presented by Senator Teale.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Breed, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Montgomery, Richards, Teale, Thompson, and Williams—22.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2639—An act to amend Sections 6508 and 6504 of the Government Code and to add Section 6512.1 to said code, relating to joint exercise of power agreements under or pursuant to Article 1, Chapter 5, Division 7, Title 1 of the Government Code.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2640—An act to amend Sections 6546, 6548, 6549, 6550, 6553, 6561, 6572 and 6576 of the Government Code and to add Section 6547.1 to said code, all relating to the incurring of indebtedness and the issuance, sale and payment of revenue bonds by an agency, commission or board created or provided for under Article 1, Chapter 5, Division 7, Title 1 of said Government Code.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3060—An act to add Section Sections 7026.6 and 7026.7 to the Business and Professions Code, relating to contractors.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr,

Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1505—An act to amend Section 1065 of the Fish and Game Code, and Sections 8151 and 8152 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to sardines, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Farr.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—31.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3607—An act to amend Section 790.1 of the Fish and Game Code, and to amend Section 8281 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to crabs.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 282—An act to amend Section 4533, and repeal Section 4534 of the Elections Code, relating to campaign statements.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2196—An act to amend Sections 6305, 6352, 6356 and 6365 of the Water Code, relating to supervision of dams.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Montgomery, Murdy, Richards, Teale, Thompson, and Williams—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 499—An act to amend Sections 9501, 9561, 9580, 9625, and 9626, and the heading of Article 2 (commencing with Section 9625) of Chapter 5 of Part 5, of Division 8 of, to add Section 9511.1 to, and to add Article 3 (commencing with Section 9650) to Chapter 5 of Part 5 of Division 8 of, the Health and Safety Code, relating to community and private mausoleums and columbariums, the construction thereof, and matters incidental thereto.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 583—An act to amend Section 6630 of, and to add Sections 6549.5 and 6549.6 to, the Business and Professions Code, relating to barber shops.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3561—An act to amend Sections 3358 and 4217 of the Revenue and Taxation Code, relating to notices in connection with unpaid taxes on real property and eliminating the right to use the partial payment plan of redemption on tax-deeded property.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Assembly Bill No. 2781—An act to add Article 6 to Chapter 1 of Division 7 of the Military and Veterans Code, relating to the preservation of local government.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 157—Relative to the establishment of a legislative reference library in the State Capitol.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1661—An act to amend Section 69600 of the Government Code, relating to superior court judges for the County of Santa Clara.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2970—An act to amend Sections 127, 181, 1054, 1360, 1411, 1412, 1413, 1414, 1415, 1615, 1616, 1617, 1618, 1651, 1676, 1677, 13011, 20016, 20019, 20082, 20083, 20084, 20085, and 20086 of, to add Sections 133 and 163 to, and to repeal Sections 1361, 1362 and 1363 of, the Water Code, to amend Sections 8112, 8118, 8132, and 8138 of, and to add Sections 14105 and 16049.5 to the Government Code, to amend and renumber Section 9065 of the Public Resources Code, and to amend Section 1 of Chapter 1693 of the Statutes of 1953, relating to the water resources of the State and the administration thereof.

Bill read third time, and presented by Senator Robert I. McCarthy.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Assembly Bill No. 2970.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, April 18, 1957

*To the Honorable Members of the Senate
Sacramento, California*

GENTLEMEN:

Assembly Bill No. 2970, "An act to amend Sections 127, 181, 1054, 1360, 1411, 1412, 1413, 1414, 1415, 1615, 1616, 1617, 1618, 1651, 1676, 1677, 8553, 13011, 20016, 20019, 20082, 20083, 20084, 20085, and 20086 of, to add Sections 133, 163, 189, 190, 191, 192, and 193 to, and to repeal Sections 1361, 1362 and 1363 of, the Water Code, to amend Sections 8112, 8118, 8132, 8138, and 13196 of, and to add Sections 14105 and 16049.5 to the Government Code, to amend

Section 9065 of the Public Resources Code, and to amend Section 1 of Chapter 1693 of the Statutes of 1953, relating to the water resources of the State and the administration thereof."

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

This bill amends and adds a number of sections of the Water Code and of other provisions of the law relating to water resources. It further appears that among its provisions there is an appropriation, but that no additional funds are made available for expenditure. In these circumstances, prompt consideration of this bill is desirable and no purpose would be served by withholding action upon it until after final passage of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 2970 as an emergency measure.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1209—An act to amend Section 544 of the Code of Civil Procedure and Section 26606 of the Government Code, relating to attachment and garnishment.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1266—An act to add Section 148.5 to the Penal Code, relating to the offense of falsely reporting a criminal offense.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1304—An act to amend Sections 3063, 3467, and 3468 of the Civil Code, and Section 3423 of the Public Resources Code, and to repeal Sections 27245, 27253, and 27255 of the Government Code, relating to the recordation of instruments.

Bill read third time, and presented by Senator Hollister.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2428—An act to amend Section 784 of the Probate Code, relating to probate sales.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2366—An act to amend Section 1625 of the Welfare and Institutions Code, relating to the revocation or suspension of licenses to operate boarding homes or institutions for children.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Richards, Short, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 52—An act to amend Sections 21702, 21703, 21706 and 21716 of, and to add Sections 21703.1, 21709.1 and 21709.2 to, the Education Code, relating to competitive scholarships and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Kraft.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1151—An act to add Section 13031.4 to the Education Code, relating to the employment of persons in positions requiring certification qualifications by school districts.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 4087—An act to add Section 11023.1 to the Education Code, relating to textbooks and supplementary books.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Assembly April 26, 1957, after "district", insert "county superintendent of schools."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2803—An act to amend Section 34853 of the Government Code, relating to city manager ordinances.

Bill read third time, and presented by Senator Cunningham.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2805—An act to amend Section 6702 of the Government Code, relating to the closing of city offices.

Bill read third time, and presented by Senator Cunningham.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2675—An act to amend Sections 25978, 26075 and 26076 of the Water Code, relating to assessments in irrigation districts.

Bill read third time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in Assembly April 4, 1957, after line 13, insert

"SEC. 4. The provisions of this act shall become operative on July 1, 1958."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1652—An act to amend Section 1505.5 of the Military and Veterans Code, relating to the definition of a "state of extreme emergency" without a proclamation of the Governor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1653—An act to amend Sections 1560 and 1562 of the Military and Veterans Code, relating to military affairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1655—An act to amend Sections 1513, 1585 and 1586 of the Military and Veterans Code, relating to military affairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1657—An act to amend Sections 1509.6, 1518.2 and 1591 of the Military and Veterans Code, relating to military affairs.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 3, 1957, strike out "1518.2".

Amendment No. 2

On page 1, strike out lines 16 to 26, inclusive.

Amendment No. 3

On page 2, strike out lines 1 through 12, inclusive.

Amendment No. 4

On page 2, line 13, after "SEC." strike out "3", and insert "2".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1659—An act to amend Section 1506 of, and add Section 1506.1 to, the Military and Veterans Code, relating to disaster preparedness.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1637—An act to add Section 402.5 to the Revenue and Taxation Code, relating to the assessment of property used for agricultural purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 2.5 to Article XIII, relating to the assessment of property used for agricultural purposes.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

Requests to Be Excused

Senator Cobey requested that he be excused to attend an Assembly committee.

Request granted.

Senator Teale requested that he be excused to attend an Assembly committee.

Request granted.

Senate Resolution No. 39

Relative to the continuance of the Senate Special Committee on Governmental Administration

Resolved by the Senate of the State of California, as follows:

1. The Senate Special Committee on Governmental Administration, created by Senate Resolution No. 11, as amended, of the 1955 Regular Session, is continued as a Senate committee at this session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, but not after final adjournment, with authority to file its final report not later than the date of adjournment.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding general session are incorporated herein and made applicable to this committee and its members.

4. In addition to any money heretofore made available to the committee continued by this resolution, the sum of seven thousand five hundred dollars (\$7,500), or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under said Senate Resolution No. 11 or this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Delwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.
NOES—None.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Miller moved that Assembly Bill No. 371 be taken from the inactive file and placed on the second reading file.

Motion carried.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Conference concerning:

Assembly Bill No. 1104 (As amended in Senate May 16, 1957)—An act to provide for the creation of the Los Angeles Metropolitan Transit Authority and prescribe the powers and duty thereof; authorizing the authority to acquire, construct and operate mass rapid transit systems; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein; and to repeal the "Los Angeles Metropolitan Transit Authority Act," Chapter 1668 of the Statutes of 1951;

consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 6, line 40, of the printed bill, as amended in Senate May 16, 1957, strike out "by deci-"; and strike out lines 41 to 47, inclusive, and insert "determine the unit or units appropriate for the purposes of collective bargaining. In making such determination and in establishing rules and regulations governing petitions, the conduct of hearings and elections, the State Conciliation Service shall be guided by relevant federal law and administrative practice, including but not limited to the self determination rights accorded crafts or classes in the Labor Management Relations Act, 1947, and the Railway Labor Act."

Amendment No. 2

On page 7, line 41, strike out "In no event shall less protection be"; and strike out lines 42 to 44, inclusive; and in line 45, strike out "dated September 10, 1953."

RICHARD RICHARDS
JAMES A. COREY
HAROLD T. JOHNSON

Senate Committee on Conference

CHAS. H. WILSON
JACK A. BEAVER
J. C. SHELL

Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Miller:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to provide for claims for loss of fishing equipment due to removal of nets from District 12B.

Respectfully submitted.

SENATOR GEORGE MILLER

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 23, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to the Committee on Fish and Game.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Collier, Coombs, Cunningham, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Thompson, and Williams—30.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 2679: By Senator Miller—An act to provide for claims for loss of fishing equipment due to removal of nets from District 12B.

Referred to Committee on Fish and Game.

Senate Concurrent Resolution No. 130: By Senator Ed. C. Johnson—Relative to the investigation of the Yuba and Bear River Watersheds.

Referred to Committee on Water Resources.

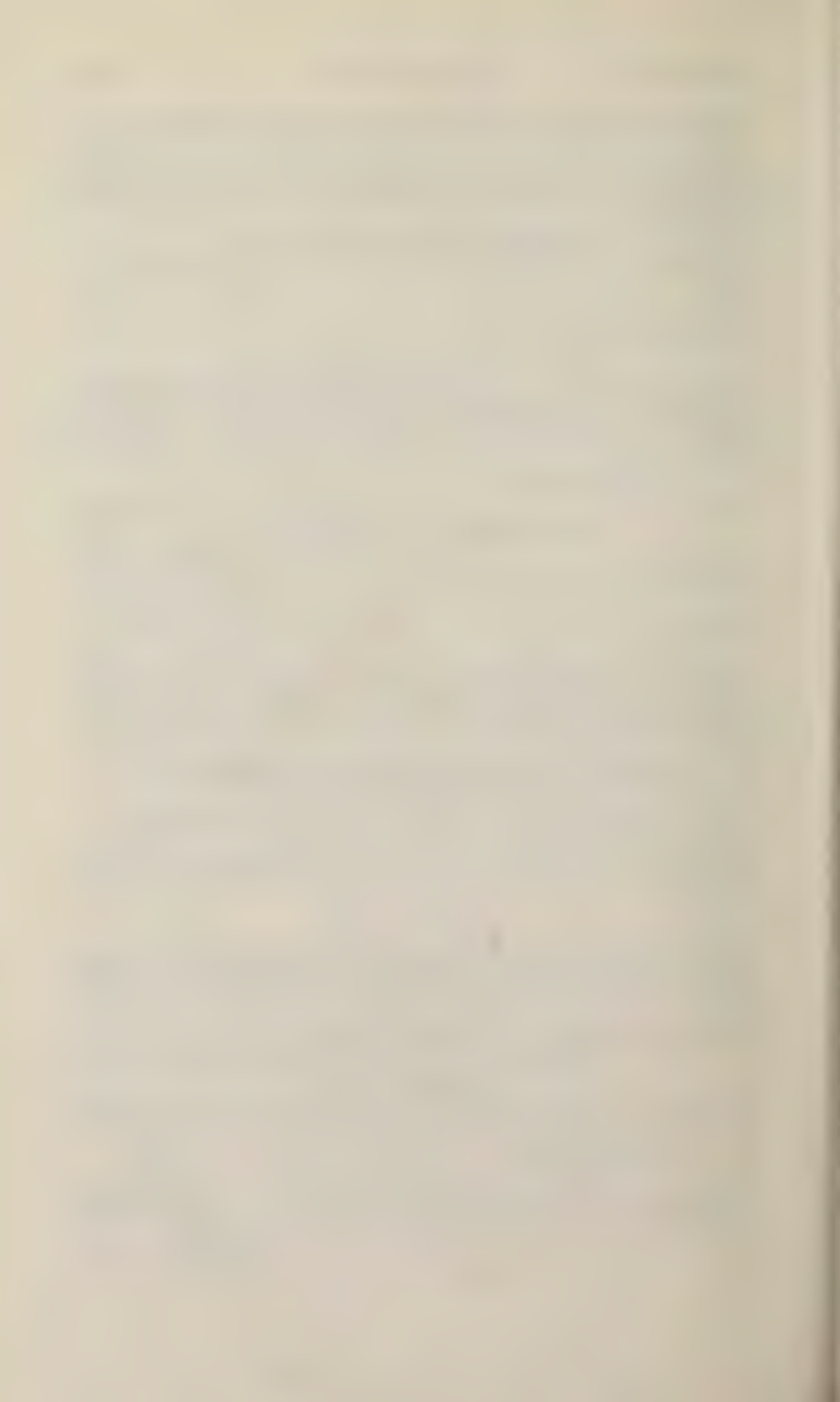
FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 10.38 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

ADJOURNMENT

At 10.40 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 2.30 p.m., Friday, May 24, 1957.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-FIFTH LEGISLATIVE DAY
ONE HUNDRED FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Friday, May 24, 1957

The Senate met at 2.30 p.m.

Hon. John F. McCarthy, Vice Chairman of the Committee on Rules,
presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobeey, Collier, Coombs, Cunningham, Desmond, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O Heavenly Father, let this day be one of serious thought and reflection for me—an opening out of a broader more unselfish life. A life more in touch with Thine. May my every thought, word and act be rich and good and give help to my fellow man. Bless this day with knowledge so that I may see clearly the duties before me. Give me wisdom to decide wisely the problems that constantly arise—ever keeping in close union with Thee who art the all-wise and all-knowing law-giver of the world. Grant that amid all the tasks that are before me—one Voice may whisper in my ear—one Hand guide me on my way—one Face be ever before my eyes; and when the day seems hard and trials difficult to bear, may I remember that I pledged my word to do my best in the welfare of this, my State, and in the interest of those whom I, as a Senator, represent here in this chamber during this session of our State Legislature. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Dorsey, on motion of Senator Byrne, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Joseph Kovner with Carol and Ronald Kovner of Los Angeles.

On request of Senator John F. McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Teachers Madeline A. Waddell, Mrs. Brower and Mr. Bennett; Parents Mrs. Al Galatoire and Mrs. Adams, and the following students from Isabel Cook School, San Anselmo, Marin County: Steven Bennett, Bob Bohanna, Paul Brossier, Don Cox, Michael Curtis, George Downie, Tony Fuller, Billy Hudson, Herbert Ireland, Bill Johnson, Danny Larsen, Douglas Meyer, Terry McAtee, Bob Patterson, Dick Payne, Mike Proctor, John Simontacchi, Del Smith, Dick Stull, James Tucker, Bob Yager, Jean Barley, Margaret Cechettini, Roxie Collins, Carol Galatoire, Marilyn Hein, Dianna Little, Alice Ludditt, Elaine Mooney, Suzanne Sandidge, Diane Smiley, Gail Smith, Nikki Sorich, Helen Busolo, Ray Barnes, Fay Carver, Bruce Cooper, Sharon Dennis, John Detweiler, Judy Feickert, Carol Fleming, Dennis Gerughty, Tom Giono, Michael Hoffman, Don Hopper, Bob Krolak, Jean Lyons, Merlin Martin, Pat McGee, Joyce Miller, Melinda Miller, Barbara Nerviani, Anne Neville, Michele Ohannesian, Steve Parsons, Harry Sullivan, Gene Toulouse, Glenn Wentz, Linda Titus, Douglas Adams, Mary Lee Amos, Vance Bright, Cecilia Burns, Roy Byrd, Caroline Butts, Sue Costa, Stan Chapman, Evelyn Ferris, Louis Galletti, Donna Hartley, Bruce Hubbell, Robert Jensen, Betty Johnson, Sandra Krelle, David Lebeck, Roy Lewis, Madeline Louwaert, Jim MacDougall, James Matley, Mary Lyn Nelson, Douglas Roix, Kathy Skaer, Sandra Truax, Gary Worth, and Nancy Cima.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ann M. Thams, teacher, and the following students of Walter White Junior High School, Ceres: Bob Aldridge, Charles Beamer, James Bennett, Tommy Cerveny, Bruce Farrell, Michal Harstan, Jimmy Hoard, Dell Ray Keeney, John Kuhlman, Tommy Moher, Gary Ney, Jack Pope, Gary Potter, Dennis Wise, Lynne Baker, Theresa Blalock, Donna Davis, Linda Gist, Joan Hopkins, Roberta Hunt, Patricia Melugin, Judith Mitchell, Judith Oxley, Marilyn Reavis, Darlene Reynolds, Carol Smith, Connie Smith, Janice Stout, and Cecelia Tamraz.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Newell Johnson, principal, Mrs. Gordon Johnson, and the following students of Elkhorn School: Frank Azevedo, Michael Azzenaro, Jon Gibson, Richard Jimenez, James Lile, John Mock, Neal Myers, Mike Recomio, Dean Bertolli, Robert Cunningham, James Herman, Gregory Lynn, Myron Mille, David O'Neal, David Rocha, Larry Waldon, Karen Bertolli, Evelyn Hapken, Janet Moore, Irma Perez, Janet Sidener, Kelly Busey, Susan Dane, Eileen Dembenski, Marianne Foppiano, Rebecca Goodman, Carol Johnson, Sharon Mock, Gloria Molina, and Diane Pocaroba.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Vice Principal Daniel Stone, Teacher Mabel E. Ablard, and the following students of David Starr Jordan Junior High School, Palo Alto: Robert Agramonte, Terry Armstrong, James Blackman, Marsha Broadwell, Marita Buka, Carol Christensen, David Clifford, Mary Chris Collopy, Judy Diestal, Penny Fyffe, Linda Gardner, Deanna Gravel, Richard Hagan,

Isolde Holldobler, Richard Hubbard, Robert Hutchinson, Harry Kellogg, Caroline King, William Kirkland, Kendrick Kresse, Linda Kromer, Robert Langfelder, Cathy McClintock, Richard Minor, Georgia Montrouil, Timothy Nelson, Robin Nicholls, Kaye Petty, Darby Slick, Betty Ann Spencer, Sherry Stone, William Terry, Corlee Thompson, and Betty Watts.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. A. Garbarini of Jackson.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Paul Pettit of Lomita and George Witt of Long Beach.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William Bucknam of Ceres and Robert Adams of Modesto.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Kenneth Richardson and J. H. Carter of Walnut Creek, and R. E. Wadsworth of Orinda.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Thomas Shoemaker of Newport Beach.

On request of Senator Desmond, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Celia Perry and Mrs. Dolores Ghiorso, teachers; Mrs. Cabodi, Mrs. Watson, Mrs. Fisher, and the following students of Roberts Elementary School, Orangevale: Maxwell Cain, David Galvin, Billy Dawson, Larry Dodds, Bruce Donaldson, Phillip Hardison, Barry Heigelmann, Leonard Hersch, Buddy Keller, Paul Leiser, Wayne Locke, Charles Martindale, Lynn Miller, John Schady, Asa Tiffany, Kenneth Warren, Thomas Halstead, Orville Abbott, Richard Ault, Michael Bloom, Mickey Cabodi, Earl Denney, Douglas Fisher, Douglas French, Gerald Goins, Robert Gunn, Joe Kastaues, Raymond Linzy, Ronald McKenzie, James Saul, William Wagner, Ronnie Pastor, Melvin Ganger, Michael Elliott, Danny Watson, Jackie Bailey, Beverly Billings, Linda Boyer, Elizabeth Boyle, Patricia Canfield, Ann Carter, Patricia Combs, Bonnie Draeger, Linda Gelbke, Sharon Glasco, Christina Granneman, Joyce Griggs, Elizabeth Hagler, Jannette Rice, Gayl Riley, Shirley Schmeling, Sandra Van Winkle, Linda Wait, Bonnie Lee Adamski, Connie Adams, Elsie Anderson, Sharon Bessey, Irma Blodgett, Joyce Bradford, Kathryn Darnielle, Judith Herrman, Holly Honsberger, Jeanne Landry, Georgeann Lawson, Linda Terpenning, Sharon Turner, Nancy Westberg, Sharon Byrd, Joyce Cooper, Jerry Belvins, and Nancy Davidson.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Dorothy Abel and the following students of Walter Brown School, Turlock: Marleen Abel, Kenneth Andrews, Albert Aschwanden, Carol Balswick, Norma Birchard, Sharon Challberg, Robert Chandler, Larry Collier, Rosa Conte, Susan Debely, Jean Eppard, Leroy Farley, Joseph Gallison, John Green, Jean Haile, Gary Hartvickson, Carolyn Heidt,

Douglas Larson, Ruth Lindskoog, Ronalyn Niel, Angel Odisho, Darlene Olson, Galen Person, John Prickett, Kenneth Sanders, Ruth Schmidt, Judy Shimon, Carol Snider, Lawrence Souza, Michol Spaulding, John Spitler, Sargon Tamimi, Vaughn Tribble, Michelle Whalley, and Nancy Wilkins.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Lon Pettithomme of San Andreas.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mildred Corbit and her mother, Mrs. Cora Kennedy, from Yorba Linda.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. M. E. Utt from Paradise.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Marion Donnelly of Los Angeles.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 974
Assembly Bill No. 857
Assembly Bill No. 346
Assembly Bill No. 526

Assembly Bill No. 1064
Assembly Bill No. 1683
Assembly Bill No. 2751
Assembly Bill No. 3256

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 2132
Assembly Bill No. 81
Assembly Bill No. 1476
Assembly Bill No. 1639
Assembly Bill No. 2154

Assembly Bill No. 2678
Assembly Bill No. 2804
Assembly Bill No. 3005
Assembly Bill No. 3373

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 1104—An act to provide for the creation of the Los Angeles Metropolitan Transit Authority and prescribe the powers and duty thereof; authorizing the authority to acquire, construct and operate mass rapid transit systems; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein; and to repeal the "Los Angeles Metropolitan Transit Authority Act," Chapter 1668 of the Statutes of 1951.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

ASSEMBLY CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 182

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 182—Relative to reports of conference committees.

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 182, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 182

Assembly Concurrent Resolution No. 182—Relative to reports of conference committees.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

ANNOUNCEMENT

Senator Burns announced that the California Real Estate Association would take pictures of the legislators at 12 noon, Thursday, June 6th.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 57
Senate Bill No. 64
Senate Bill No. 425
Senate Bill No. 472
Senate Bill No. 597
Senate Bill No. 861
Senate Bill No. 1019
Senate Bill No. 1022
Senate Bill No. 1343
Senate Bill No. 1344
Senate Bill No. 1345
Senate Bill No. 1346

Senate Bill No. 1347
Senate Bill No. 1348
Senate Bill No. 1607
Senate Bill No. 1751
Senate Bill No. 1901
Senate Bill No. 1932
Senate Bill No. 1964
Senate Bill No. 2092
Senate Bill No. 2348
Senate Bill No. 2393
Senate Bill No. 2605
Senate Bill No. 2675

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 347—An act to amend Section 28133 of the Government Code, relating to compensation for public service in counties of the thirty-third class;

Senate Bill No. 924—An act to amend Section 1469 of, and to add Section 1473 to the Fish and Game Code, and amend Section 1350 of and add Section 1354 to, the Fish and Game Code as proposed by Assembly Bill 616, relating to wildlife projects, and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 984—An act to add Section 6305 to the Government Code, relating to harbors and commerce;

Senate Bill No. 1405—An act to amend Section 70045.5 of the Government Code, relating to phonographic reporters;

Senate Bill No. 1452—An act to amend Section 24050 of the Business and Professions Code, relating to alcoholic beverage licenses;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-fourth day of May, 1957, at 11.30 a.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Rules has examined.

Senate Bill No. 38	Senate Bill No. 1318
Senate Bill No. 58	Senate Bill No. 1339
Senate Bill No. 90	Senate Bill No. 1340
Senate Bill No. 371	Senate Bill No. 1363
Senate Bill No. 372	Senate Bill No. 1704
Senate Bill No. 376	Senate Bill No. 2119
Senate Bill No. 377	Senate Bill No. 2138
Senate Bill No. 458	Senate Bill No. 2288
Senate Bill No. 947	Senate Bill No. 2494
Senate Bill No. 1013	Senate Bill No. 2676
Senate Bill No. 1255	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 325	Senate Bill No. 1962
Senate Bill No. 856	Senate Bill No. 2277
Senate Bill No. 1657	

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 506	Senate Bill No. 785
Senate Bill No. 516	Senate Bill No. 1912
Senate Bill No. 534	Senate Bill No. 2127
Senate Bill No. 546	

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 528

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to an interim committee for study.

WILLIAMS, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 23, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 306

Senate Bill No. 2638

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 524

Has had the same under consideration, and reports the same back with the recommendation: Re-refer to the Committee on Finance without recommendation.

COLLIER, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 56

Senate Bill No. 2489

Senate Bill No. 1163

Senate Bill No. 2490

Senate Bill No. 2144

Senate Bill No. 851

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 1258

Senate Bill No. 2260

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 1505

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 2011

Assembly Bill No. 2147

Assembly Bill No. 400

Assembly Bill No. 3422

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

KRAFT, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 393

Senate Bill No. 2163

Senate Bill No. 2053

Senate Bill No. 2558

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Rules for assignment to the proper interim committee for further study.

KRAFT, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Assembly Bill No. 1829

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 662

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BROWN, Vice Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 2002

Senate Bill No. 2047

Senate Bill No. 2048

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

KRAFT, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Assembly Bill No. 1154

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

KRAFT, Chairman

Above reported bill ordered to second reading.

Committee on Military and Veterans Affairs

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Senate Bill No. 1656

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

SUTTON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which were referred:

Senate Bill No. 2287

Senate Bill No. 2290

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

SUTTON, Chairman

Above reported bills ordered to second reading.

Committee on Elections

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 1634

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:
Senate Constitutional Amendment No. 45

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BREED, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 766

Assembly Bill No. 1109

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BREED, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 2466

Assembly Bill No. 456

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BREED, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 141

Senate Bill No. 2194

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules, with the recommendation that the bills be referred to the Senate Interim Committee on Judiciary.

BUSCH, Vice Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 820

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BUSCH, Vice Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 928

Senate Bill No. 1824

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BUSCH, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 20, 1957

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 729

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BUSCH, Vice Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 176

Assembly Bill No. 334

Senate Bill No. 926

Assembly Bill No. 519

Senate Bill No. 1603

Assembly Bill No. 852

Senate Bill No. 2300

Assembly Bill No. 853

Senate Bill No. 2346

Assembly Bill No. 2519

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BUSCH, Vice Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 2224

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BREED, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Assembly Bill No. 216

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ABSHIRE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 2421

Assembly Bill No. 217

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ABSHIRE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 1815

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules, to be re-referred to an appropriate interim committee.

ABSHIRE, Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Constitutional Amendment No. 42

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1880

Senate Bill No. 1041

Senate Bill No. 2273

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DESMOND, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1039

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

DESMOND, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 990

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DESMOND, Chairman

Above reported bill re-referred to Committee on Finance.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Richards moved that Assembly Bill No. 1145 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO RE-REFER SENATE BILL NO. 2654

Senator Cunningham moved that Senate Bill No. 2654 be re-referred to Committee on Rules.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Montgomery moved that Senate Bill No. 663 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Montgomery moved that Assembly Bill No. 1738 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Sutton moved that Senate Resolution No. 27 be taken from the inactive file and placed on the second reading file.

Motion carried.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS****Consideration of Assembly Amendments**

Senate Bill No. 837—An act to amend Sections 74042 and 74043 of the Government Code, relating to the municipal court established in the Palo Alto-Mountain View District.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 837?

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Senate April 17, 1957, strike out "Four", and insert "Eight".

Amendment No. 2

On page 1, line 17, strike out "Four", and insert "Six".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 837 by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—27.

NOES—None.

Above bill ordered enrolled.

Senate Bill No. 1767—An act to amend Sections 4452, 4453, 4455, 4460, and 4702 of the Labor Code, relating to workmen's compensation and insurance.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 1767?

Amendment No. 1

On page 1 of the printed bill, as amended, lines 18 and 19, strike out "seventy three dollars and eight cents (\$73.08)", and insert "seventy-six dollars and ninety-three cents (\$76.93)".

Amendment No. 2

On page 2 of the printed bill, as amended, lines 48 and 49, strike out "seventy-three dollars and eight cents (\$73.08)", and insert "seventy-six dollars and ninety-three cents (\$76.93)".

The roll was called, and the Senate refused to concur in Assembly amendments to Senate Bill No. 1767 by the following vote:

AYES—Senators Beard, Kraft, Montgomery, and Richards—4.

NOES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Ed. C. Johnson, John F. McCarthy, Robert I. McCarthy, Murdy, Short, and Teale—21.

SECOND READING OF SENATE BILLS

Senate Bill No. 1969—An act to amend Section 28403 of the Corporations Code, relating to retirement systems.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Financial Institutions:

Amendment No. 1

On page 1 of the printed bill, as amended May 21, 1957, in line 19, strike out "make provision"; and strike out lines 20, 21, 22, 23, and "tion of trust." in line 24, and insert "provide for contributions that are expected to accumulate sums, within a reasonable period of time, sufficient to fund at the time of the retirement of each employee the benefits payable to him under its contract, by-laws or declaration of trust."

Amendment No. 2

At the end of line 24, insert a period; and strike out lines 25, 26, and 27; and on page 2, line 1, strike out "time for such system on the basis of", and insert "The commissioner may determine that a shorter period of time is reasonable with respect to any retirement system, and in making such determination and in fixing the reasonable time for such system, shall consider".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 408—An act to amend Section 10202.7 of the Insurance Code, relating to insurance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 391—An act to amend Section 28127 of the Government Code, relating to compensation for public service in counties of the twenty-seventh class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "-----dollars (\$-----)", and insert "eight thousand dollars (\$8,000)".

Amendment No. 2

On page 1, line 9, strike out "-----dollars (\$-----)", and insert "twelve thousand dollars (\$12,000)".

Amendment No. 3

On page 1, lines 14 and 15, strike out "-----dollars (\$-----)", and insert "three thousand dollars (\$3,000)".

Amendment No. 4

On page 2, strike out lines 12 to 29, inclusive, and insert

"(d) Grand jurors, for each day's attendance upon regularly called grand jury meetings, committee meetings, or when appointed by the foreman of a grand jury to make individual investigations shall receive five dollars (\$5) per day and fourteen cents (\$0.14) for each mile actually and necessarily traveled from their residences to the places of service, in going only.

Trial jurors in superior and justice courts, in civil and criminal cases, shall receive compensation and mileage as provided by law; provided, nevertheless, that the fees of all trial jurors in all civil cases shall be paid by the litigants as other costs are paid."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 603—An act to amend Section 26826 of the Government Code, relating to fees of the county clerk.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 5 and 6 of the printed bill, strike out "----- dollars (\$-----)", and insert "three dollars (\$3)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 604—An act to amend Section 26827 of the Government Code, relating to fees of the county clerk.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "----- dollars (\$-----)", and insert "ten dollars (\$10)".

Amendment No. 2

On page 1, lines 10 and 11, strike out "----- dollars (\$-----)", and insert "six dollars (\$6)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1708—An act to amend Section 74082 of the Government Code, relating to municipal courts in Contra Costa County.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 74082 of", and insert "Sections 74082, 74083, 74084, and 74091 of, and to add Sections 74083.1 and 74083.2 to,".

Amendment No. 2

On page 1, lines 4 and 5, strike out "----- dollars (\$-----)", and insert "six hundred twenty-four dollars (\$624)".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 6 to 9, inclusive, and insert "nine dollars (\$29), thirty-one dollars (\$31), thirty-two dollars (\$32), and thirty-four dollars (\$34) a month, to a maximum salary of seven hundred fifty dollars (\$750) a month.

SEC. 2. Section 74083 of said code is amended to read:

74083. The clerk shall appoint:

(a) One chief deputy, who shall receive a minimum salary of [four hundred twenty-nine dollars (\$429)] *four hundred seventy-four dollars (\$474)* a month with annual increments of [twenty dollars (\$20), twenty-one dollars (\$21),] twenty-two dollars (\$22), [and] twenty-three dollars (\$23), *twenty-four dollars (\$24), and twenty-six dollars (\$26)* a month to a maximum salary of [five hundred fifteen dollars (\$515)] *five hundred sixty-nine dollars (\$569)* a month.

(b) Three deputy clerks who shall be court clerks, each of whom shall receive a minimum salary of [four hundred ten dollars (\$410)] *four hundred fifty-three dollars (\$453)* a month with annual increments of [nineteen dollars (\$19), twenty

dollars (\$20),] twenty-one dollars (\$21), [and] twenty-two dollars (\$22), *twenty-three dollars (\$23), and twenty-four dollars (\$24)* a month to a maximum of [four hundred ninety-two dollars (\$492)] *five hundred forty-three dollars (\$543)* a month.

(c) Eight deputy clerks, each of whom shall receive a minimum salary of [two hundred eighty-four dollars (\$284)] *three hundred fourteen dollars (\$314)* a month with annual increments of [thirteen dollars (\$13), fourteen dollars (\$14),] fifteen dollars (\$15), [and] fifteen dollars (\$15), *sixteen dollars (\$16), and seventeen dollars (\$17)* a month to a maximum of [three hundred forty-one dollars (\$341)] *three hundred seventy-seven dollars (\$377)* a month.

(d) [Nine] *Three* deputy clerks, each of whom shall receive a minimum salary of [two hundred forty-seven dollars (\$247)] *two hundred seventy-four dollars (\$274)* a month with annual increments of [twelve dollars (\$12), twelve dollars (\$12),] thirteen dollars (\$13), [and] thirteen dollars (\$13), *fourteen dollars (\$14), and fifteen dollars (\$15)* a month to a maximum of [two hundred ninety-seven dollars (\$297)] *three hundred twenty-nine dollars (\$329)* a month. *Within six months from the effective date of this section, notwithstanding any other provision of this code, the civil service commission of the county shall prescribe the working hours, duties and responsibilities of all deputies, attaches, and employees of the clerks' office, including those of the clerk.*

Sec. 3. Section 74083.1 is added to said code, to read:

74083.1. The clerk, immediately following the effective date of this section, with the approval of the judges, shall fill the position of chief deputy clerk through a civil service examination to be held among only the courtroom deputy clerks who have served continuously as such from the time the court first started to function on January 1, 1952. This examination for chief deputy clerk shall be entirely in writing and all such clerks taking the examination shall be placed on a list of eligibles by the civil service commission in the order of their examination grades and the highest person so graded on such list shall be certified by the commission to the clerk for appointment to the position of chief deputy clerk and the clerk shall then immediately appoint such person to that position. If such person declines the appointment, or requests to be relieved therefrom within six (6) months after acceptance of the appointment, then, and in such event, the next highest person on such list shall keep or regain his position on such list and shall be immediately appointed by the clerk to such position. In the event such person declines the appointment or requests to be relieved therefrom, as herein provided, then such person shall be immediately returned to his original position of courtroom clerk. Immediately following the appointment of the chief deputy clerk, as herein provided, the clerk shall assign each of his deputies, attaches, and employees to a position prescribed in this article. Deputies, attaches and employees shall be assigned first to the highest positions, other than chief deputy clerk, and then in order to the next highest positions provided in this article. Of the eight positions provided by subdivision (c) of Section 74083 immediately preceding the effective date of this section, the person or persons who before such effective date are senior in service in such positions shall be assigned to the higher position or positions in Section 74083 on the basis of their seniority of employment in a position provided in subdivision (c) of Section 74083 immediately preceding the effective date of this section, so that the person or persons senior in employment are assigned to the higher position or positions in subdivision (b) of Section 74083; and of the four persons holding positions provided by subdivision (d) of Section 74083 immediately preceding the effective date of this section, the person or persons who before such effective date are senior in service in such positions shall be assigned to the higher position or positions in Section 74083 on the basis of their seniority of employment in a position provided in subdivision (d) of Section 74083 immediately preceding the effective date of this section, so that the person or persons senior in employment are assigned to the higher position or positions in subdivision (c) of Section 74083. No further examination or qualification shall be required of deputies, attaches, or employees assigned pursuant to this section, but thereafter all vacancies shall be filled in the manner prescribed by this article, including the position of chief deputy clerk.

If the salary prescribed by Section 74083 for the position to which a deputy, attaché, or employee is assigned pursuant to this section is less than that which he received immediately prior to the effective date of this section, he shall nonetheless continue to receive such higher salary in the position to which he is assigned.

A person who takes a promotional examination and is appointed to the higher position shall, in the event that the beginning salary of the higher position is the same or lower than the salary received by such person immediately before appointment to the higher position, receive the salary in the range next above the salary received by such person in the position which such person held immediately before appointment to the higher position.

Sec. 4. Section 74083.2 is added to said code, to read:

74083.2. The allocations of the ranges and increments for the persons appointed by the clerk pursuant to this article on the effective date of this section shall be made, subject to the provisions of this article, by the clerk, with the approval of the judges.

SEC. 5. Section 74084 of said code is amended to read:

74084. There shall be one marshal who shall receive a minimum salary of five hundred thirty-nine dollars (\$539) a month with annual increments of twenty-five dollars (\$25), twenty-six dollars (\$26), twenty-eight dollars (\$28), and twenty-nine dollars (\$29) a month to a maximum of six hundred forty-seven dollars (\$647) a month.

Notwithstanding any other provision of law if the office of marshal becomes vacant by reason of death, resignation, or expiration of term, the marshal shall be appointed by a majority of the judges. The marshal so appointed or reappointed shall receive a salary of eight hundred dollars (\$800) a month. For the purposes of Section 31982 the entrance into service shall be deemed the effective date of the marshal's appointment or reappointment.

SEC. 6. Section 74091 of said code is amended to read:

74091. Whenever a position described in [this article] Section 74083, other than for deputy clerks in subdivision (d) of Section 74083, becomes vacant, [or a new position is created,] the appointing [official] officer shall immediately request the civil service commission of the county to certify to him for appointment the [three] highest [persons] person on the list of eligibles, as indicated in the request of the appointing authority, and such person shall be immediately appointed to such position. [The county civil service commission shall certify the three highest persons qualified and, if necessary, the commission shall classify positions, establish qualifications and give examinations for this purpose. All appointments shall be made from among those persons certified. Notwithstanding any provision to the contrary, pending the certification of qualified persons, the clerk or marshal may designate the position of temporary appointees, who shall receive the salary set up opposite the title of their respective position at the minimum rate for the classification. All temporary and provisional appointments shall be subject to the rules and regulations of the Contra Costa Civil Service Commission that are applicable to similar appointments in Contra Costa County Merit System.] Lists of eligibles to fill vacant positions other than for deputy clerks in subdivision (d) of Section 74083, and subject to the provisions of Section 74083.1, shall be composed only of persons holding the next lower position or positions of deputy clerks in such municipal court. The examination to develop such lists shall be entirely in writing. Monthly compensation shall determine which deputy clerks are of the next lower position or positions. Temporary appointees shall receive the minimum salary set up opposite the title of their respective positions. Temporary appointments to promotive positions shall be made from the next lower position or positions and shall be given to the persons senior in the employment in the next lower position or positions. Vacancies in subdivision (d) of Section 74083 shall be filled by the appointing officer from the three highest persons on the list of eligibles certified to him by the Civil Service Commission of the county. Except as otherwise provided in this article, no person shall become a permanent employee unless appointed from a list of eligibles certified to the appointing officer by the commission."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1785—An act to add Article 9 to Title 5, Division 1, Part 1, Chapter 2 of the Government Code, relating to the sale of public improvements financed by special assessments.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 23, of the printed bill, strike out "the majority of", and insert "10 percent of the".

Amendment No. 2

On page 2, line 27, strike out "a majority", and insert "10 percent".

Amendment No. 3

On page 3, line 11, strike out "go into the general fund of the local agency.", and insert "be distributed by the local agency to the owners of the property which has been or is being assessed to pay for such improvement. Each property owner shall receive an amount which bears the same ratio to the total proceeds as the current

assessment against his property bears to the total current assessment for such improvement."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 801—An act to add Chapter 5 (commencing at Section 12950) to Part 6 of Division 6 of the Water Code, relating to local water projects.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1631—An act to add Sections 12895 and 12896 to the Water Code, relating to the planning, construction, operation, maintenance, and financing of water projects, including the new Melones Project and the new Hogan Project.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1212—An act to add Article 6 to Chapter 5 of Part 1 of Division 2 of Title 5 of the Government Code, relating to purchases of supplies and equipment.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 13, of the printed bill, as amended in Senate, April 19, 1957, strike out "otherwise".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1187—An act to amend Section 13164 of the Government Code, relating to charges to be made for services rendered to state agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1210—An act to amend Sections 13370.1, 13391, 13394, 13402, and 13408 of the Government Code, relating to the purchase of supplies or equipment for state agencies, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1213—An act to amend Section 13402 of the Government Code, relating to contracts by state agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1602—An act to add Section 11422.1 to the Government Code, relating to emergency regulations of state agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1606—An act to amend Sections 11423, 11424, and 11426 of the Government Code, relating to regulations of state agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2669—An act to amend Section 23136 of the Government Code, relating to the boundaries of San Bernardino County and Inyo County.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 858—An act to add Section 6030 to the Penal Code and to amend Section 29602 of the Government Code, relating to standards for and support of jail programs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1341—An act to amend Section 69599 of the Government Code, relating to superior court judges of San Mateo County.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "four" and insert "five".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 1787—An act to amend Section 69598 of the Government Code, relating to the number of judges of the Superior Court in San Joaquin County, providing for the appointing of an additional judge and for his compensation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "a law", and insert "operative".

Amendment No. 2

On page 1, after line 20, insert

"SEC. 4. This act shall become operative on the day when the Governor receives from the Board of Supervisors of the County of San Joaquin notice, by registered mail, that the board has determined that court quarters are available for the additional judge provided for by this act."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 1662—An act to amend Section 68200 of the Government Code, relating to the judicial department.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 68200", and insert "Sections 68200, 68201, and 68204".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 3 to 8, inclusive, and insert

"68200. The annual salary of the Chief Justice of the Supreme Court is twenty-[four] *five* thousand dollars [~~(\$24,000)~~] (*\$25,000*).

SEC. 2. Section 68201 of said code is amended to read:

68201. The annual salary of each of the following justices and judges is the amount of the salary of the Chief Justice of the Supreme Court less the amount indicated opposite the name of the office:

(a) Associate Justice of the Supreme Court, one thousand dollars (\$1,000).

(b) Presiding Justice of District Court of Appeal, two thousand dollars (\$2,000).

(c) Justice of District Court of Appeal other than Presiding Justice, two thousand five hundred dollars (\$2,500).

(d) Judge of the superior court of a county having a population of 250,000 or more, six thousand dollars (\$6,000).

(e) Judge of the superior court of a county having a population of more than 40,000 and less than 250,000, seven thousand five hundred dollars (\$7,500).

(f) Judge of the superior court of a county having a population of 40,000 or less, [nine thousand dollars (\$9,000)] *eight thousand five hundred dollars (\$8,500)*.

SEC. 3. Section 68204 of said code is amended to read:

68204. The annual salary of a judge of a municipal court in a county having a population of more than 40,000 and less than 250,000 is [three thousand dollars (\$3,000)] *two thousand five hundred dollars (\$2,500)*, less than the annual salary of a judge of a municipal court in a county having a population of 500,000 or more."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 1081—An act to amend Section 19825 of the Health and Safety Code, relating to local housing ordinances, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 920—An act to add Section 1418.5 to the Health and Safety Code, relating to the regulation of nursing and rest homes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 598—An act to add Sections 10036.1 and 10036.2 to the Health and Safety Code, relating to vital statistics.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "10036.1 and 10036.2", and insert "10036 and 10037".

Amendment No. 2

On page 1, line 1, strike out "10036.1", and insert "10036".

Amendment No. 3

On page 1, line 3, strike out "10036.1", and insert "10036".

Amendment No. 4

On page 1, line 5, strike out "cause to be destroyed", and insert "deposit in the archives and central records depository maintained by the Office of the Secretary of State the".

Amendment No. 5

On page 1, line 22, strike out "duplicate".

Amendment No. 6

On page 1, line 24, strike out "indefiniately", and insert "indefinitely".

Amendment No. 7

On page 1, line 26, strike out "10036.2", and insert "10037".

Amendment No. 8

On page 1, line 27, strike out "10036.2", and insert "10037".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1949—An act to amend Section 10060 of, and to add Section 10066 to, the Health and Safety Code, relating to the health and safety of the citizens of this State and, more particularly, to the registration of births and deaths.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate May 1, 1957, strike out "1,000,000 population", and insert "550,000 population as determined by the official 1950 census".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 54—An act to add Section 104.10 to the Streets and Highways Code, relating to property acquired for future state highway needs.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 2, line 6, of the printed bill, strike out "ten dollars (\$10)", and insert "twenty-five dollars (\$25)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 584—An act to amend Section 19620.1 of the Business and Professions Code, relating to the use of the "State College Fund."

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Senate May 20, 1957, after "appropriated", insert "California State Polytechnic College".

Amendment No. 2

On page 1, lines 13 and 14, strike out "without regard to fiscal years".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1372—An act to add Section 5037 to the Public Resources Code, relating to parks, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 1, of the printed bill, as amended in the Senate May 10, 1957, strike out all of lines 7 to 10, and insert

"Sec. 2. There is hereby appropriated to the Division of Beaches and Parks, Department of Natural Resources the sum of thirty-five thousand dollars (\$35,000) from the State Park Fund for expenditure for".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 399—An act to add Sections 5006.3 and 5017 to, and to amend Section 506 of, the Public Resources Code, relating to administration of the State Park System.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 715—An act relating to the State Park System, and making an appropriation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 718—An act making an appropriation for the construction of a road between the North and South Calaveras Big Tree Groves.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1312—An act making an appropriation for the study, acquisition, development, and interpretation of a zone of preservation in the west end of Sacramento, including a museum.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1451—An act making an appropriation for a museum of natural history at Morro Bay State Park.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1458—An act to add Section 5037 to the Public Resources Code, relating to the establishment of the John Bidwell Mansion State Historical Monument.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1958—An act making an appropriation for the completion of James W. Marshall Museum.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2578—An act making an appropriation for a study relating to an appropriate location for a Francis Drake State Park.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 48—An act to add Section 5037 to the Public Resources Code, relating to state parks and making an appropriation.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "5037", and insert "5037.1".

Amendment No. 2

On page 1, line 1, strike out "5037", and insert "5037.1".

Amendment No. 3

On page 1, line 3, strike out "5037", and insert "5037.1".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 61—An act to amend Sections 7103.1 and 7103.2 of the Education Code, relating to the education of severely mentally retarded minors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 62—An act to provide for a study of the problems in the education of emotionally disturbed children in the public schools of California, and making an appropriation therefor.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 65—An act making an appropriation to provide housing and equipment for the education of physically handicapped and mentally retarded minors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 66—An act to amend Sections 7101.1 and 7101.2 of the Education Code, relating to the education of physically handicapped minors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 163—An act to add Sections 20007 and 20344.1 to the Education Code, relating to state colleges and the University of California.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 224—An act to add Section 7732.5 to the Education Code, relating to the repayment of loans to school districts by the State for school building aid, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 655—An act making an appropriation for the Radiation Safety Commission.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 799—An act providing for an investigation and study of the feasibility of financing and constructing a toll bridge, toll tube, or other toll highway crossing across San Francisco Bay from San Francisco to the Tiburon Peninsula in Marin County by way of Angel Island, and the inclusion of rapid transit facilities thereon,

including necessary surveys, plans, estimates of costs, and preliminary engineering, and making an appropriation therefor.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 879—An act making an appropriation to the University of California for the purpose of making a study and investigation, relating to use of 2,4-D and other injurious herbicides.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 995—An act to amend Sections 2020 and 2025 of, the Welfare and Institutions Code, relating to old age assistance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1240—An act to amend Sections 7102.1 and 7102.2 of the Education Code, relating to the education of mentally retarded minors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1808—An act to amend Sections 5154.5, 7106, and 10208 of the Education Code, relating to excess cost reimbursement to school districts for automobile driver training classes, and making an appropriation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2129—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for a study of the acquisition, restoration and development of Fort Bidwell, Modoc County, as a state historical monument.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2492—An act to add Section 9901 to the Education Code, relating to vocational rehabilitation, making an appropriation therefor.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2607—An act to repeal Section 7717 of, and to add Sections 7716.1, 7716.2, 7716.3, and 7716.4 to, the Education Code, 7717, 7717.1, 7717.2, 7717.3, 7717.4, and 7717.5 to, the Education Code, relating to school district public works.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2658—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the acquisition and development of state beaches in San Diego County.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2673—An act to add Chapter 17.5 (commencing at Section 7601) to Division 3 of the Education Code, relating to school district public works in areas affected by state construction projects, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 5 of the printed bill, as amended in the Senate on May 21, 1957, strike out lines 6 to 8, inclusive.

Amendment No. 2

On page 6, line 34, strike out "board", and insert "director".

Amendment No. 3

On page 10, line 20, strike out the comma, and insert "by this chapter, or exceeds the final cost of the project which is authorized by this chapter to be paid therefrom,".

Amendment No. 4

On page 10, line 28, strike out the period, and insert ", or the amount of such excess apportionment, as the case may be."

Amendment No. 5

On page 11, line 1, strike out "----- dollars (\$-----)", and insert "one million dollars (\$1,000,000)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 1329—An act to amend Section 1256 of, to amend the titles of Division 6 and Part 1 of Division 6 of, to add Part 1.5 (commencing at Section 10004) to Division 6 of, and to add Section 13056 to, the Water Code, relating to The California Water Plan.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 2, lines 19 and 20, of the printed bill, as amended in the Senate May 7, 1957, strike out "Department of Water Resources", and insert "State Water Resources Board".

Amendment No. 2

On page 2, line 22, strike out "Department of Water Resources", and insert "State Water Resources Board".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1450—An act to amend Sections 106 and 1254 of the Water Code, relating to beneficial uses of water.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate May 21, 1957, after "for", insert "livestock and".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2627—An act creating the San Bernardino-Mojave Water District and prescribing its boundaries, organization, operation, management, financing and other powers and duties of the district.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 3, line 3, of the printed bill, as amended in Senate May 22, 1957, after "location", insert ". In no event shall the district have or exercise the power of eminent domain with respect to property situated outside the boundaries of the district".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 3845—An act to provide for the conveyance to Humboldt County of the Prairie Creek Fish Hatchery.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Assembly May 13, 1957, after "hatchery," insert ", excepting and reserving to the State of California all deposits of minerals, including oil and gas, in said parcel".

Amendment No. 2

On page 1, line 16, after "Humboldt", insert ", excepting and reserving to the State of California all deposits of minerals, including oil and gas, in such property".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2649—An act to amend Section 3081.7 of the Civil Code, relating to loans secured by real property and securities in real estate transactions.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3441—An act to amend Section 3081.1 of the Civil Code, relating to loans secured by real property.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3443—An act to amend Section 3081.3 of the Civil Code, relating to loans secured by real property.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3453—An act to add Section 3081.9222 to the Civil Code, relating to loans secured by real property.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1274—An act to amend Section 12126 of the Revenue and Taxation Code, relating to reports filed with the Insurance Commissioner.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1258—An act to amend Sections 10970 and 11105 of, to repeal Section 11090 of, and to add Section 11090 to, the Insurance Code, relating to fraternal benefit societies.

Bill read second time, and ordered to third reading.

Assembly Bill No. 116—An act to repeal Chapter 6 (commencing with Section 4801), Division 4 of, and to add Chapter 6 (commencing with Section 4751) to Division 4 of, the Public Resources Code, relating to the registration of forest products and equipment brands, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

In line 5 of the title of the printed bill, as amended in Assembly May 10, 1957, strike out “, and making an appropriation therefor”.

Amendment No. 2

On page 6, strike out lines 17 through 19, inclusive, and insert “shall be paid into the State Treasury.”

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 98—An act to amend Section 2313 and to repeal Section 2316 of the Public Resources Code and to amend Section 3708.5 of the Revenue and Taxation Code, relating to the recording of instruments.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3233—An act to add Section 1213.5 to the Agricultural Code, relating to contracts between nonprofit cooperative associations and public agencies.

Bill read second time, and ordered to third reading.

Assembly Bill No. 203—An act to amend Section 3634 of the Public Utilities Code, relating to highway carriers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Utilities:

Amendment No. 1

On page 1, line 7, of the printed bill, after “carrier”, insert “as approved by the Public Utilities Commission”.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3706—An act to add Sections 3.2 and 27.7 to the Contra Costa County Flood Control and Water Conservation District Act (Chapter 1617 of the Statutes of 1951), relating to the Contra Costa County Flood Control and Water Conservation District.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2036—An act to add Sections 23078 and 23079 to the Business and Professions Code, relating to proceedings of the Alcoholic Beverage Control Appeals Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2037—An act to add Sections 7.1 and 7.2 to the "Construction and Employment Act" (Chapter 20 of the Statutes of 1946, First Extraordinary Session), relating to proceedings of the State Allocation Board.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 4, of the printed bill, after "public", strike out "and", and insert a period.

Amendment No. 2

On page 1, strike out lines 5 and 6.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2044—An act to add Section 6927 to the Business and Professions Code, relating to proceedings of the State Collection Agency Board.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 19, 1957, strike out "6927", and insert "6864.5".

Amendment No. 2

On page 1, line 1, strike out "6927", and insert "6864.5".

Amendment No. 3

On page 1, strike out lines 6 to 12, inclusive, and insert "6864.5. All meetings of the board shall be open and public."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2049—An act to add Section 19.7 to the Fish and Game Code, relating to proceedings of the Fish and Game Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 5, 1957, strike out "19.7", and insert "13.4".

Amendment No. 2

In line 1 of the title, after the comma, insert "and Section 105 to the Fish and Game Code as proposed by Assembly Bill No. 616,".

Amendment No. 3

On page 1, line 1, strike out "19.7", and insert "13.4".

Amendment No. 4

On page 1, line 3, strike out "19.7", and insert "13.4".

Amendment No. 5

On page 1, after line 6, insert

"SEC. 2. Section 105 is added to the Fish and Game Code as proposed by Assembly Bill No. 616, to read:

105. All records of the commission shall be open to inspection by the public during regular office hours, except as otherwise provided for by law.

SEC. 3. Section 2 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Section 13.4 of the Fish and Game Code adopted in 1933, is repealed."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2052—An act to add Section 5628.5 to the Business and Professions Code, relating to proceedings of the California State Board of Landscape Architects.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 4, 1957, strike out line 4; and in line 5, strike out "the board".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2053—An act to add Sections 6304.5 and 6307.5 to the Business and Professions Code, relating to proceedings of county boards of law library trustees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2063—An act to add Sections 69.5 and 85 to the Military and Veterans Code, relating to proceedings of the California Veterans Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, of the printed bill, as amended in Assembly April 4, 1957, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2067—An act to add Sections 1153.1 and 1153.2 to the Harbors and Navigation Code, relating to proceedings of the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2068—An act to add Sections 1261 and 1262 to the Harbors and Navigation Code, relating to proceedings of the Board of Pilot Commissioners for Humboldt Bay.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2069—An act to add Sections 1355 and 1356 to the Harbors and Navigation Code, relating to proceedings of the Board of Pilot Commissioners for the Harbor of San Diego.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2070—An act to add Sections 506.1 and 506.2 to the Public Resources Code, relating to proceedings of the State Park Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert "public."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2071—An act to add Sections 507.2 and 507.3 to the Public Resources Code, relating to proceedings of the State Mining Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly, April 11, 1957, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2072—An act to add Sections 3414.1 and 3414.2 to the Public Resources Code, relating to proceedings of the board of review, correction, and equalization for oil and gas assessments.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 3414.1 and 3414.2", and insert "Section 3414.1".

Amendment No. 2

On page 1, strike out lines 4 to 8, inclusive, and insert a period.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2073—An act to add Section 6109 to the Public Resources Code, relating to proceedings of the State Lands Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 24, 1957, strike out lines 4 and 5, and insert "public."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2074—An act to add Sections 9067 and 9068 to the Public Resources Code, relating to proceedings of the State Soil Conservation Advisory Board.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency :

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 4, 1957, strike out "9067 and 9068", and insert "9071 and 9072".

Amendment No. 2

On page 1, line 1, strike out "9067", and insert "9071".

Amendment No. 3

On page 1, line 3, strike out "9067" and insert "9071".

Amendment No. 4

On page 1, line 4, after "public", insert a period; and strike out "and all persons shall be permitted to attend any meet-"; and strike out line 5.

Amendment No. 5

On page 1, line 6, strike out "9068", and insert "9072".

Amendment No. 6

On page 1, line 7, strike out "9068" and insert "9072".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2075—An act to add Sections 20494 and 20495 to the Education Code, relating to proceedings of the board of examiners for vocational teachers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency :

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2079—An act to add Sections 3091 and 3092 to the Labor Code, relating to proceedings of the Apprenticeship Council.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency :

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2080—An act to add Sections 146 and 147 to the Labor Code, relating to proceedings of the Industrial Safety Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2081—An act to add Sections 136 and 137 to the Labor Code, relating to proceedings of the Industrial Accident Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 19, 1957, strike out lines 5 and 6, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2082—An act to add Sections 76 and 77 to the Labor Code, relating to proceedings of the Commission of Housing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "76 and 77", and insert "76.5 and 76.7".

Amendment No. 2

On page 1, line 1, strike out "76", and insert "76.5".

Amendment No. 3

On page 1, line 2, strike out "76", and insert "76.5".

Amendment No. 4

On page 1, strike out lines 3 and 4, and insert "lic."

Amendment No. 5

On page 1, line 5, strike out "77", and insert "76.7".

Amendment No. 6

On page 1, line 6, strike out "77", and insert "76.7".

Amendment No. 7

On page 1, strike out lines 3 and 4, and insert "lic."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2084—An act to add Sections 15703 and 15704 to the Government Code, relating to proceedings of the Franchise Tax Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 25, 1957, strike out all of line 4; and in line 5, strike out "the board".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2085—An act to add Sections 15625 and 15626 to the Government Code, relating to proceedings of the State Board of Equalization.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2087—An act to add Sections 15486 and 15487 to the Government Code, relating to proceedings of the Board of Investment.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2088—An act to add Sections 13912 and 13913 to the Government Code, relating to proceedings of the State Board of Control.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2089—An act to add Sections 8012 and 8013 to the Government Code, relating to proceedings of the California Commission on Interstate Cooperation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert "public."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2090—An act to add Section 50847 to the Government Code, relating to proceedings of the Board of Firemen's Pension Fund Commissioners and the Board of Police Pension Fund Commissioners.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2092—An act to add Sections 18910 and 18911 to the Health and Safety Code, relating to proceedings of the State Building Standards Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert "public."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2093—An act to add Sections 13141.1 and 13141.2 to the Health and Safety Code, relating to proceedings of the State Fire Advisory Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert "lie."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2094—An act to add Sections 1110.1 and 1110.2 to the Health and Safety Code, relating to proceedings of the California Conference of Local Health Officers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert "public."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2095—An act to add Sections 431.3 and 431.4 to the Health and Safety Code, relating to proceedings of the Advisory Hospital Council.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2096—An act to add Sections 103.1 and 103.2 to the Health and Safety Code, relating to proceedings of the State Board of Public Health.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2097—An act to add Section 102.1 to the Welfare and Institutions Code, relating to proceedings of the Social Welfare Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2098—An act to add Sections 505.1 and 505.2 to the Public Resources Code, relating to proceedings of the State Board of Forestry.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2099—An act to add Section 40.1 to the Agricultural Code, relating to proceedings of the State Board of Agriculture.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 27, 1957, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2100—An act to add Sections 71.1 and 71.2 to the Agricultural Code, relating to proceedings of the Board of Directors of the California State Fair and Exposition.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 4, 1957, strike out lines 4 and 5, and insert a period.

Amendment No. 2

On page 1, line 7, strike out "or", and insert "in".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2101—An act to add Sections 44.1 and 44.2 to the Agricultural Code, relating to proceedings of the Poultry Improvement Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert "public."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2102—An act to add Sections 205.6 and 205.7 to the Agricultural Code, relating to proceedings of the State Livestock Sanitary Committee.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert "public."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 3996—An act to add Chapter 2.6, commencing with Section 4260, to Part 2, Division 5 of the Health and Safety Code, relating to garbage and refuse dumps.

Bill read second time, and ordered to third reading.

Assembly Bill No. 3226—An act to amend Section 15353 of the Health and Safety Code, relating to building permits.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2296—An act to amend Section 18250 of the Health and Safety Code, relating to parking trailer coaches in trailer parks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 16, strike out "California State".

Amendment No. 2

On page 1, line 18, strike out "California".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1509—An act to add Section 19533.4 to the Government Code, relating to state employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1804—An act to amend Sections 12321, 12323, and 12414 of, and to repeal Section 12322 of, the Government Code, relating to state funds.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1812—An act to amend Sections 18531 and 19120 of the Government Code, relating to short-term employment in the state civil service.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2152—An act to repeal Sections 12327 and 12331 of, and to amend Section 12328 of the Government Code, relating to state fiscal procedures.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2153—An act to amend Sections 17093 and 17094 of the Government Code, relating to state fiscal procedures.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2276—An act to amend Section 11721 of the Health and Safety Code, relating to persons under the influence of narcotics.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1964—An act to amend Section 24300 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 21, of the printed bill, as amended in Assembly March 21, 1957, after the period, insert "It is the intention of the Legislature that whenever it will not cause unreasonable delay, a hearing shall be held at the county seat of the county in which the premises or licensee are located."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1962—An act to amend Sections 25658 and 25665 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Assembly April 4, 1957, after "who", insert "knowingly".

Amendment No. 2

On page 1, line 13, after "premises", insert ", whether or not the licensee has knowledge that the person is under the age of 21 years,".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 789—An act to amend Section 4 of Chapter 1801 of the Statutes of 1955, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Assembly May 9, 1957, strike out "1957", and insert "1959".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2106—An act to add Sections 84.1 and 84.2 to the Agricultural Code, relating to proceedings of district agricultural associations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 25, 1957, strike out lines 4 and 5, and insert a period.

Amendment No. 2

On page 1, line 8, strike out "or", and insert "in".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2104—An act to add Sections 745.6 and 745.7 to the Agricultural Code, relating to proceedings of the California Dairy Industry Advisory Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2103—An act to add Sections 335.1 and 335.2 to the Agricultural Code, relating to proceedings of the Livestock Identification Advisory Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Constitutional Amendment No. 55—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 5 to Article XIV thereof, relating to water.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 3, line 37, of the printed measure, as amended in Assembly May 15, 1957, after the period, insert "If as a result of development of water by a state project, the water heretofore put to beneficial use in any area is reduced in quality to the extent that it is unsuitable for such use, an equivalent substitute water supply shall be made available to such area without additional cost to the water users affected.

All permanent contracts to deliver water from state projects shall include a uniform rate for the water and, in addition thereto, an amount sufficient to defray the reimbursable costs of construction, operation and maintenance of the portion

of the project attributable to the delivery. Any income derived from power developed along a distribution aqueduct shall be applied so as to reduce the costs of operation and maintenance."

Amendment read, and adopted.

Resolution ordered printed, and re-referred to Committee on Water Resources.

Assembly Bill No. 413—An act to amend and repeal Section 2830 of the Elections Code, relating to powers and duties of the state central committee of political parties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly May 7, 1957, strike out "amend", and insert "repeal".

Amendment No. 2

On page 1, strike out line 2, and insert "hereby repealed."

Amendment No. 3

On page 1, strike out lines 3 to 10, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2720—An act to amend Section 17708 of the Health and Safety Code, relating to hot plates.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, lines 15 and 16, of the printed bill, as amended in Assembly May 9, 1957, strike out "is a fixed installation,".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 371—An act to add Section 265 of the Revenue and Taxation Code, relating to the college exemption, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

President pro Tempore of the Senate Presiding

At 3 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

CALL OF THE SENATE

Senator John F. McCarthy moved a call of the Senate.

Motion carried.

Time, 3.01 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 325—An act to add Section 46.5 to and amend Sections 407, 427, 428, 992, 1201.3 and 1278 of the Fish and Game Code, and add Section 1300.5 to, and amend Sections 1055, 3031, 3652, 4332, 7149, and 7852 of, the Fish and Game Code as proposed by Assembly Bill No. 616, relating to licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Short, Teale, and Thompson—27.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1324—An act to add Section 705.2 to the Vehicle Code, relating to logging trucks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Busch, Byrne, Christensen, Collier, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Short, Teale, and Thompson—21.

NOES—Senators Beard, Dilworth, Murdy, and Richards—4.

Bill ordered transmitted to the Assembly.

Senate Bill No. 856—An act to add Section 1708 to the Penal Code, relating to the definition of felony.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2277—An act to amend Section 576 of, and to add Section 576.5 to, the Vehicle Code, relating to requirements that vehicles stop at railway grade crossings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2674—An act to amend Section 30750 of the Streets and Highways Code, relating to bridges across Carquinez Straits and

approaches thereto, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—28.

NOES—None

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—28.

NOES—None

Bill ordered transmitted to the Assembly.

Senate Bill No. 1670—An act to amend Sections 2011, 2160, 3049, and 3449 of, to repeal Sections 2181, 2181.01, 2181.05, 2224, 3088, 3088.1, 3474, and 3474.1 of, the Welfare and Institutions Code, and to amend Section 206.7 of the Civil Code, relating to relatives' responsibility requirements with respect to public assistance programs.

Motion to Re-refer Senate Bill No. 1670

Senator Regan moved that Senate Bill No. 1670 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1592—An act to amend Sections 55, 76, 1646, 1699, 2666, and 6407 of, and to add Section 2655.1 to, the Labor Code, relating to regulations of state agencies.

Bill read third time.

Motion to Amend

Senator Abshire moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Senate May 22, 1957, strike out "division", and insert "Division of Industrial Welfare".

Amendment No. 2

On page 1, line 8, strike out "act", and insert "part".

Amendment No. 3

On page 1, line 12, after the period, insert "Every employer shall permit authorized employees of the division free access to his place of business for the purpose of making investigations authorized by this part or necessary to carry out its provisions and permit them to inspect and copy his pay roll or other records or documents relating to the enforcement of this part, or interview his employees or agents."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1772—An act to add Section 7614 to the Public Utilities Code, relating to equipment of railroads.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Christensen, Cobey, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Richards, Short, Teale, and Thompson—24.

NOES—Senator Murdy—1.

Bill ordered transmitted to the Assembly.

Request to Be Excused

Senator Murdy requested that he be excused to attend an Assembly committee.

Request granted.

Senate Bill No. 1962—An act to amend Section 440 of the Education Code and Section 28140 of the Government Code, relating to compensation for public service in counties of the fortieth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2210—An act to add Section 705.3 to the Vehicle Code, relating to logging trucks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Regan, Sutton, Teale, and Thompson—22.

NOES—Senators Beard, Montgomery, Richards, and Short—4.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 126—Relative to the scope of a study of the Department of Fish and Game and the Fish and Game Commission to be made as directed by Senate Bill No. 325 of the 1957 Regular Session of the Legislature.

Resolution read.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed measure, strike out "to be made as directed by"; and strike out lines 4 and 5, and insert a period.

Amendment No. 2

On page 1, strike out line 2, and insert "requests a".

Amendment No. 3

On page 1, line 3, strike out "policies".

Amendment No. 4

On page 1, line 4, strike out "and the", and insert "and the policies of the".

Amendment No. 5

On page 1, strike out lines 5 and 6, and insert "Game Commission; and".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 425—An act to add Sections 6360 and 7401.5 to, and to amend Section 7721 of, the Education Code, relating to school district elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 38—An act to amend Section 1091 of the Government Code, relating to transactions involving public officials.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 58—An act to amend Section 437 of the Education Code, relating to the county superintendent of schools of a county of the thirty-seventh class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 90—An act to amend Section 446 of the Education Code, relating to county superintendent of schools salary and qualifications.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 372—An act to amend Section 28154 of the Government Code, relating to compensation for public service in counties of the fifty-fourth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 376—An act to amend Section 28150 of the Government Code, relating to compensation for public service in counties of the fiftieth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 377—An act to amend Section 28146 of the Government Code, relating to compensation for public service in counties of the forty-sixth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 506—An act to add Chapter 3.5 (commencing with Section 50701) to Part 1, Division 1, Title 5, of the Government Code, relating to the powers and duties of local agencies and the legislative bodies thereof, and authorizing the acquisition, construction, maintenance and development of public improvements and the issuance and sale of revenue bonds to finance the same and providing for the use and expenditure of the proceeds of such bonds and the use and disposition of revenue arising from public improvements so financed.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 516—An act to amend Section 28145 of the Government Code, relating to county salaries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C.

Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 534—An act to amend Section 35319 of the Government Code, relating to the annexation of territory to cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 546—An act to amend Section 28129 of the Government Code, relating to compensation for public service in counties of the twenty-ninth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 947—An act to amend Section 28128 of the Government Code, relating to compensation for public services in counties of the twenty-eighth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1013—An act to add Section 35012 to the Government Code, relating to the annexation of territory to cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1339—An act to amend Section 28110 of the Government Code, relating to compensation for public service in a county of the tenth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1340—An act to amend Section 410 of the Education Code, relating to the county superintendent of schools of a county of the tenth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Cunningham Presiding

At 4.08 p.m., Senator James E. Cunningham of the Thirty-sixth District, presiding.

Senate Bill No. 1363—An act to add Article 6 to Chapter 1, Part 2, Division 2, Title 4 of the Government Code, relating to the annexation of territory to cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 57—An act to amend Section 438 of the Education Code, relating to the county superintendent of schools of a county of the thirty-eighth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 472—An act to amend Section 434 of the Education Code, relating to compensation for public service in counties of the thirty-fourth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C.

Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 597—An act to amend Section 1 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405 of the Statutes of 1951), relating to the Santa Clara County Flood Control and Water Conservation District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1019—An act to add Section 35012 to the Government Code, relating to annexation of territory to cities, and declaring the urgency thereof to take effect immediately.

Bill read third time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 19, 1957, strike out “, and Declar-”; and strike out all of lines 3 and 4, and insert a period.

Amendment No. 2

On page 1, strike out lines 20 to 22, inclusive; and on page 2, strike out lines 1 to 8, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1022—An act to add Section 12.6 to the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to water conservation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Byrne, Christensen, Cobey, Collier, Cunningham, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Regan, Richards, Short, Sutton, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1343—An act to amend Section 68204 of the Government Code, relating to salaries of municipal court judges.

Motion to Re-refer Senate Bill No. 1343

Senator Dolwig moved that Senate Bill No. 1343 be re-referred to Committee on Local Government.

Motion carried.

Senate Bill No. 1344—An act to amend Section 68204 of the Government Code, relating to salaries of municipal court judges.

Motion to Re-refer Senate Bill No. 1344

Senator Dolwig moved that Senate Bill No. 1344 be re-referred to Committee on Local Government.

Motion carried.

Senate Bill No. 1345—An act to amend Section 68204 of the Government Code, relating to salaries of municipal court judges.

Motion to Re-refer Senate Bill No. 1345

Senator Dolwig moved that Senate Bill No. 1345 be re-referred to Committee on Local Government.

Motion carried.

Senate Bill No. 1346—An act to amend Section 73602 of the Government Code, relating to salaries of municipal court attaches.

Motion to Re-refer Senate Bill No. 1346

Senator Dolwig moved that Senate Bill No. 1346 be re-referred to Committee on Local Government.

Motion carried.

Senate Bill No. 1347—An act to amend Section 73522 of the Government Code, relating to salaries of municipal court attaches.

Motion to Re-refer Senate Bill No. 1347

Senator Dolwig moved that Senate Bill No. 1347 be re-referred to Committee on Local Government.

Motion carried.

Senate Bill No. 1348—An act to amend Section 74302 of the Government Code, relating to salaries of municipal court attaches.

Motion to Re-refer Senate Bill No. 1348

Senator Dolwig moved that Senate Bill No. 1348 be re-referred to Committee on Local Government.

Motion carried.

Senate Bill No. 1964—An act to amend Section 28148 of the Government Code, relating to compensation for public service in counties of the forty-eighth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2092—An act to amend Section 74349 of the Government Code, relating to employees of the municipal court district embracing the City of San Diego.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2348—An act to amend Section 35313 of the Government Code, relating to the annexation of territory by cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2393—An act to add Article 8 (commencing at Section 35470), to Chapter 1, Part 2, Division 2 of Title 4 of the Government Code, relating to the annexation of territory by cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2605—An act to amend Sections 12, 16.1, 17, and 35 of, and to add Section 16.2 to, the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2675—An act to add Section 942.5 to the Streets and Highways Code, relating to county highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1255—An act to amend Section 13672.1 of the Education Code, relating to school teachers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dilworth, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Kraft, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2676—An act to add Section 7727.5 to the Education Code, relating to state school building aid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Ed. C. Johnson, Robert I. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Berry Presiding

At 4.18 p.m., Senator Swift Berry of the Ninth District, presiding.

Senate Bill No. 1318—An act to add Article 3.5 (commencing with Section 1300) to Chapter 3, Part 3, Division 4 of the Fish and Game Code, relating to hunting bear.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, and Thompson—27.

NOES—Senators Berry and Regan—2.

Bill ordered transmitted to the Assembly.

Assistant Secretary Jack W. Bybee at the Desk

Senate Bill No. 1912—An act to add Article 6 (commencing at Section 23095) to Chapter 1.5 of Division 9 of, to add Section 24045.2 to, and to amend Section 25761 of, the Business and Professions Code, relating to alcoholic beverages, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Regan, Short, Sutton, Teale, and Thompson—28.

NOES—Senators Donnelly and Grunsky—2.

Motion to Reconsider

Senator Busch moved to reconsider the vote whereby Senate Bill No. 1912 was passed.

The roll was called, and Senate Bill No. 1912 was reconsidered by the following vote :

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dolwig, Erhart, Farr, Gibson, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, and Thompson—30.

NOES—None

Motion to Re-refer Senate Bill No. 1912

Senator Busch moved that Senate Bill No. 1912 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 2127—An act to add Section 1250.5 to the Fish and Game Code, relating to antlerless deer.

Bill read third time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments :

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 23, 1957, after "Code," insert "and add Section 4305 to the Fish and Game Code as proposed by Assembly Bill No. 616,".

Amendment No. 2

On page 1, after line 16, insert

"**SEC. 2.** Section 4305 is added to the Fish and Game Code as proposed by Assembly Bill No. 616, to read :

4305. Notwithstanding any other provision of this code, in order to properly conserve and provide for the propagation of the deer in Butte, Glenn, Tehama, Trinity, Siskiyou, Modoc, Lassen, Plumas, Sierra, Colusa, Mendocino, Amador, Calaveras, Tuolumne, Mariposa, Madera, Merced, Humboldt, Alpine, Lake, and Shasta Counties, no antlerless deer may be taken in these counties.

The commission has no power to modify the provisions of this section.

This section shall be effective until the ninety-first day after final adjournment of the 1959 Regular Session of the Legislature and thereafter shall have no force or effect.

The provisions of this section shall not apply to permits issued pursuant to Section 4181 of this code.

SEC. 3. Section 2 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect ; at which time Section 1250.5 of the Fish and Game Code adopted in 1933 is repealed."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Resolution No. 125

Relative to the State Park System

Resolved by the Senate of the State of California. That the State Park Commission include within the State Park System the 10 acres of land in Napa County at the head of Chiles Creek in Chiles Canyon contiguous to the site of the old Chiles Mill and the pioneer marker designating the mill and its history located on the south bank of the highway directly opposite the site of the mill ; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit copies of this resolution to the State Park Commission.

Resolution read, and adopted on a motion by Senator Coombs.

Senate Constitutional Amendment No. 42—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 9 of Article XIII relating to state and county boards of equalization.

Resolution read.

Motion to Amend

Senator Donnelly moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 15, of the printed measure, strike out "Such equal-"; and strike out lines 16 to 36, inclusive.

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 2145

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2145

Senator Desmond moved that Assembly Bill No. 2145 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2145—An act to add Article 1.5 (Sections 240 to 243, inclusive) to Chapter 2. Part 1, Division 1 of the Health and Safety Code, relating to the powers and duties of the State Department of Public Health.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly May 10, 1957, strike out "(Sections 240 to 243, inclusive)", and insert "(Section 240)".

Amendment No. 2

On page 1, line 3, strike out "(Sections 240 to 243, inclusive)", and insert "(Section 240)".

Amendment No. 3

On page 1, strike out line 9, and insert

"240. All records of interviews, written reports and statements procured by the State Department of Public Health in connection with special morbidity and mortality studies, relating to the evaluation of treatment, carried on by the department, or carried on by the department jointly with other persons, agencies or organizations, or procured by such other persons, agencies or organizations for such studies, shall be confidential insofar as the identity of the individual patient is concerned, and shall be used solely for the purposes of the department. The furnishing of such

information to the department or its authorized representative, or to any other cooperating agency in any such special study, shall not subject any person, hospital, sanatorium, rest home, nursing home or other person or agency furnishing such information, to any action for damages. The provisions of this section shall not only apply to general morbidity and mortality studies customarily and continuously conducted by the department, and which do not involve patient identification, or to the summaries or aggregates thereof. Nothing in this section shall prohibit the publishing by the department of statistical compilations relating to morbidity and mortality which do not identify the individual cases and sources of information."

Amendment No. 4

On page 1, strike out lines 10 to 22, inclusive; and on page 2, strike out the entire page.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 1554

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

KRAFT, Chairman

MOTION TO AMEND SENATE BILL NO. 1554

Senator Kraft moved that Senate Bill No. 1554 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1554—An act to amend Sections 7522, 7526, 7533, 7536, 7538, 7545, and 7560 of, and to add Sections 7525.5, 7544.3, 7544.5, and 7561 to, and to repeal Section 7542 of, the Business and Professions Code, and to amend Section 1881 of the Code of Civil Procedure, relating to private investigators and adjusters.

Bill read second time.

Motion to Amend

Senator Kraft moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 20, 1957, after "Introduced by Senator", strike out "Kraft (for Senate Interim Committee on Collection Agencies)", and insert "Gibson (for Kraft Senate Interim Committee on Private Detectives)".

Amendment No. 2

In line 3 of the title, strike out "7533"; and after "7545", insert "7553".

Amendment No. 3

In line 4 of the title, after "7525.5", insert "7536.1, 7536.2, 7536.3, 7536.4".

Amendment No. 4

In line 5 of the title, strike out "and to repeal Section 7542 of,".

Amendment No. 5

On page 2, strike out lines 44 to 52, inclusive; on page 3, strike out lines 1 to 4, inclusive; and on page 3, line 5, strike out "SEC. 5", and insert "Sec. 4".

Amendment No. 6

On page 3, line 12, after "chapter", insert "unless he performs such service as a bona fide employee of a licensee and is registered as provided in Section 7536.1 and such registration has not been suspended or revoked or otherwise terminated".

Amendment No. 7

On page 3, between lines 13 and 14, insert

"Sec. 5. Section 7536.1 is added to said code, to read:

7536.1. Any service of a type for which a license is required under this chapter may be performed by a bona fide employee of a licensee if such employee registers with the director. An application for registration shall be in the form and manner prescribed by the director. The application shall be accompanied by:

(a) A certification of employment of the applicant signed by an employer who is licensed under this chapter.

(b) Two photographs and two sets of fingerprints of the applicant in the form prescribed by the director.

(c) An application fee of two dollars (\$2).

SEC. 5.6. Section 7536.2 is added to said code, to read:

7536.2. A registration pursuant to Section 7536.1 shall expire on June 30th of each year. A registrant desiring a renewal of his registration shall file an application for renewal on or before June 30th on a form prescribed by the director, which application shall be accompanied by a fee of two dollars (\$2).

SEC. 5.7. Section 7536.3 is added to said code, to read:

7536.3. The director may, after a hearing, refuse any application for registration in the same manner and on the same grounds as specified for the denial of a license by Section 7528. The director may suspend or revoke such registration in the same manner and on the same grounds as specified for the suspension or revocation of a license pursuant to Article 5 (commencing at Section 7550) of this chapter.

SEC. 5.8. Section 7536.4 is added to said code, to read:

7536.4. The provisions of Sections 7536.1, 7536.2 and 7536.3 do not apply to:

(a) A person engaged in the business of obtaining and furnishing information in connection with an application for issuance of an insurance policy.

(b) A person engaged in the business of obtaining and furnishing information in connection with an application for employment.

(c) A person engaged in the business of obtaining and furnishing information as to the credit rating of persons.

(d) A person engaged in the business of obtaining and furnishing information as to market conditions and trends, and matters incidental thereto."

Amendment No. 8

On page 3, lines 15 and 16, strike out "or manager", and insert "manager, or registered employee".

Amendment No. 9

On page 3, line 46, after "except", insert "uniformed".

Amendment No. 10

On page 4, strike out lines 2, 3, and 4, and insert

"7544.5. No person licensed or registered under the provisions of this chapter shall engage in the business of a collection agency as defined in Section 6852 or in the business of repossessing motor vehicles in connection with the collection of claims for another person."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 11

On page 4, after line 13, insert

"SEC. 10. Section 7553 of said code is amended to read:

7553. The director may suspend or revoke a license issued under this chapter if he determines that the licensee or his manager, if an individual, or if the licensee is a person other than an individual, that any of its officers, directors, partners, or its manager, [knowingly] employed, or has in his employment, any *registered employee* [person] who:

(a) Has committed any act, which, if committed by a licensee or its manager, of any officer, director, partner, would be cause under this chapter for revocation of a license.

(b) Has committed any act in violation of this chapter.

(c) Has had a license revoked or suspended under this chapter.

(d) Has been denied a license under this chapter after hearing."

Amendment No. 12

On page 4, line 14, strike out "10", and insert "11".

Amendment No. 13

On page 4, line 20, strike out "SEC. 11", and insert "SEC. 12".

Amendment No. 14

On page 4, lines 22 and 23, strike out "punishable by imprisonment in a state prison for 25 years".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee and Business and Professions.

Motion to Print With a Rush Order

Senator Kraft moved that Senate Bill No. 1554 be sent to print with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Assembly Bill No. 2327

Assembly Bill No. 2328

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2327

Senator Donnelly moved that Assembly Bill No. 2327 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2327—An act to amend Section 4153 of the Education Code, relating to school district governing boards.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, after "year", insert "at 11 o'clock a.m.",

Amendment No. 2

On page 1, after line 5, insert

"Any junior college board may, at a meeting held between May 15th and June 15th, determine that the meeting on the next succeeding July 1st shall be held at some other time than 11 a.m. In case such action is taken, the clerk of the board shall notify in writing all members and members-elect of the time of the July 1st meeting and shall also publish this action of the governing board."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND ASSEMBLY BILL NO. 2328

Senator Donnelly moved that Assembly Bill No. 2328 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2328—An act to amend Section 3191 of the Education Code, relating to school district governing boards.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, after "year", insert "at 12 o'clock noon,".

Amendment No. 2

On page 1, after line 6, insert

"The governing board of any district, union, or joint union high school district may, at a meeting held between May 15th and June 15th, determine that the meeting on the next succeeding July 1st shall be held at some other time than at 12 o'clock noon. In case such action is taken, the clerk of the board shall notify in writing all members and members-elect of the time of the July 1st meeting and shall also publish this action of the governing board."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 13

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BREED, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 13

Senator Breed moved that Assembly Bill No. 13 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 13—An act to amend Sections 2602 and 2903 of the Revenue and Taxation Code, and to repeal Section 2904 thereof, relating to the payment and collection of property taxes and assessments.

Bill read second time.

Motion to Amend

Senator Breed moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "and to repeal Section 2904 thereof,".

Amendment No. 2

On page 2, strike out line 12.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Assembly Bill No. 2920

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2920

Senator Regan moved that Assembly Bill No. 2920 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2920—An act to add Chapter 4 (commencing at Section 3700) to Division 3 of the Public Resources Code, relating to oil and gas liens.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 3, of the printed bill, as amended in Assembly May 22, 1957, strike out lines 48 to 52, inclusive; and on page 4, strike out lines 1 and 2, and insert "mails. Upon receipt of such notice the purchaser shall withhold payments for".

Amendment No. 2

On page 4, line 4, after the period, insert "The funds so withheld by the purchaser shall be used in payment of the lien judgment upon foreclosure."

Amendment No. 3

On page 5, strike out lines 3 to 6, inclusive, and insert "Section 3722."

Amendment No. 4

On page 5, strike out lines 37 to 40, inclusive.

Amendment No. 5

On page 5, line 43, strike out "brought", and insert "filed".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 5.38 p.m., on motion of Senator John F. McCarthy, further proceedings under the call of the Senate were dispensed with.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolutions were introduced, and read:

Senate Concurrent Resolution No. 131: By Senator Cunningham—Relative to the Devore Cutoff joining U. S. Highways 99 and 395.
Referred to Committee on Rules.

Senate Concurrent Resolution No. 132: By Senator Murdy—Relative to Disneyland.

Request for Unanimous Consent

Senator Murdy asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 132, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 132

Senate Concurrent Resolution No. 132—Relative to Disneyland.
Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Teale, and Thompson—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was introduced, and read:

Senate Constitutional Amendment No. 46: By Senator Dilworth—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article I thereof a new section to be numbered 26, relating to the "Bill of Rights for Mental Freedom."

Referred to Committee on Judiciary.

RESOLUTIONS

The following resolution was offered:

By Senator Cunningham:

Senate Resolution No. 137

Relative to the Devore Cutoff joining U. S. Highways 99 and 395

WHEREAS, An immense volume of traffic, especially heavy truck traffic serving the greater Los Angeles metropolitan area, flows through the Cities of Fontana and San Bernardino as a result of the junction in that vicinity of traffic from U. S. Highways 395, 99, and 66; and

WHEREAS, The route of of U. S. Highway 395 and the junction of that highway with U. S. Highway 99 are such that through traffic movement between the Los Angeles metropolitan area and Cajon Pass is forced to follow a triangular path through the Cities of Fontana and San Bernardino; as a result, traffic leaves U. S. Highway 99, works its way northward over various county roads and Fontana city streets, and moves through the so called Devore Cutoff to enter U. S. Highway 395 (see Index No. 26-m, Report on the Proposed Additions to the State Highway System, Division of Highways, April, 1955); and

WHEREAS, The so-called Devore Cutoff, as considered in the mentioned report and as proposed by Assembly Bill No. 3168 as amended and Senate Bill No. 2406 as amended, 1957 Regular Session, traverses a route now followed by county highways; and

WHEREAS, A state highway on that route is generally acceptable to the people of the west end of San Bernardino County; and

WHEREAS, As eventual construction of a cutoff along the approximate route of the Devore Cutoff would appear to be inevitable, people and local officials in the area are anxious to lay plans for the future by bringing county roads up to state standards, by appropriate zoning, by purchasing rights of way, by providing for grade separations, and by adapting utility installations; now therefore, be it

Resolved by the Senate of the State of California, That the California Highway Commission and the Department of Public Works be hereby requested to, insofar as practicable, advise the County of San Bernardino as to any preference said commission and department might have for the location of the said Devore Cutoff if and when said additional mileage is included in the State Highway System by the Legislature. This information is desired by said County of San Bernardino for the purpose of future planning, location of utilities, acceptance of dedication of rights of way, location of prospective industries, schools, residential subdivisions, municipal incorporations, annexations and to satisfy other pressing and important local considerations; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit copies of this resolution to the Director of Public Works.

Resolution read, and referred to Committee on Rules.

RECESS

At 5.40 p.m., on motion of Senator John F. McCarthy, the Senate recessed until 8.30 p.m.

REASSEMBLED

At 8.30 p.m., the Senate reconvened.

Hon. John A. Murdy of the Thirty-fifth District, presiding.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time, 8.31 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE SENATE
EXPLANATION OF ABSENCE**

Senator Williams requested that the record show that he and Senators McBride and Miller were absent due to their attendance at the conference committee meeting on Assembly Bill No. 500.

Request granted.

MOTION TO BE EXCUSED

Senator Thompson moved that Senator Erhart be excused for the balance of this legislative day due to illness.

Motion carried.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to:

Assembly Bill No. 994. An act to repeal Sections 32363 and 32364 of, and to amend Sections 31621, 31727.4, 31786, and 31787 of the Government Code, relating to retirement of county employees.

And appointed Messrs. Ernest R. Geddes, Klocksiem, and Johnson as a Committee on Conference to meet a like committee from the Senate.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators Sutton, John F. McCarthy, and Montgomery as a Senate Committee on Conference concerning Assembly Bill No. 994 to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
HUGH M. BURNS, Chairman

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 24, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Joint Resolution No. 25

Senate Concurrent Resolution No. 91

Senate Joint Resolution No. 13

Senate Concurrent Resolution No. 84

Senate Concurrent Resolution No. 116

Senate Concurrent Resolution No. 61

Senate Concurrent Resolution No. 107

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, May 24, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 46
Senate Bill No. 117
Senate Bill No. 180
Senate Bill No. 181
Senate Bill No. 330
Senate Bill No. 397
Senate Bill No. 491
Senate Bill No. 577
Senate Bill No. 578
Senate Bill No. 633
Senate Bill No. 829
Senate Bill No. 999
Senate Bill No. 1100
Senate Bill No. 1123
Senate Bill No. 1261
Senate Bill No. 1273
Senate Bill No. 1497

Senate Bill No. 1556
Senate Bill No. 1557
Senate Bill No. 1586
Senate Bill No. 1703
Senate Bill No. 1739
Senate Bill No. 1786
Senate Bill No. 1854
Senate Bill No. 2005
Senate Bill No. 2009
Senate Bill No. 2012
Senate Bill No. 2058
Senate Bill No. 2059
Senate Bill No. 2070
Senate Bill No. 2096
Senate Bill No. 2150
Senate Bill No. 2320
Senate Bill No. 2655

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, May 24, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 22
Senate Bill No. 75
Senate Bill No. 83
Senate Bill No. 114
Senate Bill No. 275
Senate Bill No. 312
Senate Bill No. 313
Senate Bill No. 315
Senate Bill No. 336
Senate Bill No. 359
Senate Bill No. 457
Senate Bill No. 463
Senate Bill No. 482
Senate Bill No. 548
Senate Bill No. 549
Senate Bill No. 632
Senate Bill No. 673
Senate Bill No. 694
Senate Bill No. 698
Senate Bill No. 743

Senate Bill No. 744
Senate Bill No. 751
Senate Bill No. 752
Senate Bill No. 788
Senate Bill No. 805
Senate Bill No. 849
Senate Bill No. 866
Senate Bill No. 893
Senate Bill No. 955
Senate Bill No. 1051
Senate Bill No. 1164
Senate Bill No. 1580
Senate Bill No. 1837
Senate Bill No. 1924
Senate Bill No. 1968
Senate Bill No. 2104
Senate Bill No. 2161
Senate Bill No. 2162
Senate Bill No. 2633

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day adopted, as amended:

Senate Joint Resolution No. 22

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolution ordered to unfinished business file.

ASSEMBLY CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 87	Senate Bill No. 1260
Senate Bill No. 203	Senate Bill No. 1478
Senate Bill No. 346	Senate Bill No. 1479
Senate Bill No. 465	Senate Bill No. 1561
Senate Bill No. 531	Senate Bill No. 1699
Senate Bill No. 697	Senate Bill No. 1702
Senate Bill No. 777	Senate Bill No. 1825
Senate Bill No. 778	Senate Bill No. 1840
Senate Bill No. 802	Senate Bill No. 2025
Senate Bill No. 857	Senate Bill No. 2057
Senate Bill No. 964	Senate Bill No. 2076
Senate Bill No. 1067	Senate Bill No. 2120
Senate Bill No. 1016	Senate Bill No. 2140
Senate Bill No. 1105	Senate Bill No. 2243
Senate Bill No. 1106	Senate Bill No. 2483

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, May 24, 1957

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 571	Assembly Bill No. 2593
Assembly Bill No. 768	Assembly Bill No. 2657
Assembly Bill No. 1267	Assembly Bill No. 2760
Assembly Bill No. 1792	Assembly Bill No. 2785
Assembly Bill No. 1940	Assembly Bill No. 3004
Assembly Bill No. 2012	Assembly Bill No. 3353
Assembly Bill No. 2150	Assembly Bill No. 3358
Assembly Bill No. 2240	Assembly Bill No. 3882
Assembly Bill No. 2345	Assembly Bill No. 4130
Assembly Bill No. 2571	Assembly Bill No. 4154

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time.

Assembly Bill No. 571—An act to amend Section 435 of the Education Code, and to add Section 70045.8 to the Government Code, relating to compensation for public service in a county of the thirty-fifth class.

Referred to Committee on Local Government.

Assembly Bill No. 768—An act to amend Sections 7101.1 and 7101.2 of the Education Code, relating to the education of physically handicapped minors.

Referred to Committee on Education.

Assembly Bill No. 1267—An act to add Section 18853.5 to the Government Code, relating to employees in state service.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1792—An act to amend Section 7714.1 of the Education Code, relating to school building aid.

Referred to Committee on Education.

Assembly Bill No. 1940—An act to amend Section 61600 of the Government Code, relating to powers and duties of community service districts.

Referred to Committee on Local Government.

Assembly Bill No. 2012—An act to amend Section 623 of the Vehicle Code, relating to vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 2150—An act to amend Section 32958 of the Water Code, relating to county water districts.

Referred to Committee on Local Government.

Assembly Bill No. 2240—An act to add Section 5047.3 to the Education Code, relating to builders' risk insurance on approved projects financed by apportionments from the Public School Building Loan Fund and providing for a declaration of legislative intention from the time of the adoption of Statutes of 1949, Chapter 1389, thereof.

Referred to Committee on Financial Institutions.

Assembly Bill No. 2345—An act to amend Sections 7403, 7434, and 7461 of the Education Code, relating to bonding capacity of school districts and to the terms of school district bonds.

Referred to Committee on Education.

Assembly Bill No. 2571—An act to amend Sections 35307 and 35311 of the Government Code, relating to the annexation of territory to cities.

Referred to Committee on Local Government.

Assembly Bill No. 2593—An act to amend Section 1826 of, and to add Section 1872.7 to the Education Code, relating to school district elections.

Referred to Committee on Elections.

Assembly Bill No. 2657—An act to add Section 636 to the Unemployment Insurance Code, relating to the definition of employment.

Referred to Committee on Labor.

Assembly Bill No. 2760—An act to amend Section 6101 of the Public Resources Code, relating to the State Lands Commission, and creating a legislative interim committee to meet with the commission.

Referred to Committee on Rules.

Assembly Bill No. 2785—An act to amend Section 70140 of the Government Code, relating to the salary of superior court commissioners in counties with a population of 2,000,000 or over.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 3004—An act to add Section 1281 to the Agricultural Code, relating to edible nuts.

Referred to Committee on Agriculture.

Assembly Bill No. 3353—An act to amend Section 9801.2 of the Education Code, relating to the education of mentally retarded pupils.

Referred to Committee on Education.

Assembly Bill No. 3358—An act to amend Section 6947 of, and add Section 6946.5 to, the Business and Professions Code, and to add Section 426c to the Code of Civil Procedure, relating to actions by assignees for collection.

Referred to Committee on Judiciary.

Assembly Bill No. 3882—An act to add Section 14454 to the Health and Safety Code, relating to county fire protection districts.

Referred to Committee on Local Government.

Assembly Bill No. 4130—An act to add Article 3 (consisting of Section 96) to Chapter 3 of Division 1 of the Agricultural Code, relating to horse race meetings at state and agricultural district fairs.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 4154—An act to add Sections 1627, 1628 and 1629 to the Streets and Highways Code, relating to county highway right of way acquisition revolving funds.

Referred to Committee on Local Government.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 2261—An act to amend Sections 6334 and 12304 of the Education Code, relating to the Public School System.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Busch, Byrne, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Short, Sutton, and Thompson—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3712—An act to amend Sections 12 and 14 of the Water Conservation Act of 1927 (Chapter 91, page 160 of the Statutes of 1927), relating to water conservation districts.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Short, Sutton, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 4092—An act to add Section 10066 and to amend Section 10060 of the Health and Safety Code, relating to records of vital statistics.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Short, Sutton, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 732—An act to amend Sections 9570 and 9802 of the Education Code, relating to the education of mentally retarded minors.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Short, Sutton, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2918—An act to add Section 673.5 to the Elections Code, relating to election officers.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Short, Sutton, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2927—An act to add Section 24058 to the Government Code, relating to duties of county officers to attend meetings and conferences called by civil executive officers of the State.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Short, Sutton, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1367—An act to amend Sections 19538.2 and 19556 of the Business and Professions Code, relating to horse racing.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Short, Sutton, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1390—An act to amend Sections 20025, 20107, 20165, 20334, 20361, 21028, 21029, 21207, 21251.4, 21258, 21258.1, and

21291.5; to add Sections 20495, 20605.5, 20655.2, 21026.5, 21150, 21151, and 21455; to amend and renumber Sections 21150 and 21151; and to repeal Sections 20060 and 21103 of the Government Code, relating to the State Employees' Retirement System.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1574—An act to amend Sections 18021, 18950, 19142, 19175, and 19574, and to repeal Section 18953, of the Government Code, relating to employment in the state service.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Short, Sutton, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2599—An act to amend Section 19533.2 of the Government Code, relating to state employees.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Short, Sutton, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2833—An act to amend Sections 734, 736, and 738 of the Fish and Game Code and Sections 8375, 8377, 8379 of the Fish and Game Code as proposed by Assembly Bill No. 616, relating to fish.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2409—An act to add Sections 1148, 1148.1, 1148.2, 1148.3, 1148.4, 1148.5, 1148.6, 1149.1, 1149.2, and 1149.3 to, and to repeal Sections 1148, 1148.1, 1148.15, 1148.2, 1148.25, 1148.26, 1148.3, 1148.35, 1148.4, 1148.45, 1148.5, 1148.52, 1148.55, 1148.6, 1148.61, 1148.62, 1148.75, 1148.85, 1148.9, 1148.91, 1148.95, 1148.96, 1149, 1149.1, 1149.11, 1149.12, 1149.13, 1149.14, 1149.15, and 1149.3 of, the Agricultural Code, relating to nursery stock.

Bill read third time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate May 20, 1957, after "1148.6," insert "1149,".

Amendment No. 2

On page 1, line 13, after "except", insert "decorative plants, dormant bulbs,".

Amendment No. 3

On page 3, between lines 18 and 19, insert

"SEC. 9. Section 1149 is added to said code, to read:".

Amendment No. 4

On page 3, line 26, strike out "SEC. 9.", and insert "SEC. 10."

Amendment No. 5

On page 3, line 47, strike out "SEC. 10.", and insert "SEC. 11."

Amendment No. 6

On page 4, line 3, strike out "SEC. 11.", and insert "SEC. 12."

Amendment No. 7

In line 2 of the title, after "1148.6," insert "1149,".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2408—An act to add Sections 120.1, 120.2 and 120.3 to the Agricultural Code, relating to pest control.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Short, Sutton, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

EXPLANATIONS OF ABSENCE

Senator Richards requested that the record show that he had been absent because of his attendance at the Senate Local Government Committee.

Request granted.

Senator Desmond requested that the record show that the members of the Governmental Efficiency Committee had been absent because of their attendance at a committee meeting.

Request granted.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 9.37 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

RECESS

At 9.37 p.m., on motion of Senator Robert I. McCarthy, the Senate recessed for the purpose of introducing a distinguished guest.

The President appointed Senators Robert I. McCarthy and Cunningham as a Committee to Escort Mayor and Mrs. George J. Christopher to the rostrum.

Senator Robert I. McCarthy introduced Mayor Christopher, who addressed the Senate briefly. Senator Murdy introduced Mrs. Christopher.

REASSEMBLED

At 9.41 p.m., the Senate reconvened.

Hon. John A. Murdy, Jr., Senator from the Thirty-fifth District, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time, 9.42 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 547—An act to amend Section 14797 of the Revenue and Taxation Code, relating to the fees of the county treasurer for the collection of inheritance taxes.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Richards, Short, Sutton, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1335—An act to amend Sections 3659.3 and 3659.5 of the Revenue and Taxation Code, relating to share claims of taxing agencies, and the distribution of share claim proceeds.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly,

Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2556—An act to add Section 2904.1 to the Revenue and Taxation Code, relating to collection of taxes on unsecured personal property assessed to unknown owners.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Murdy, Short, Sutton, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2928—An act to add Section 1074 to the Public Utilities Code, relating to highway common carriers and petroleum irregular route carriers.

Bill read third time, and presented by Senator Breed.

The roll was called and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 30—Relative to sonic booms.

Resolution read, and presented by Senator Hollister.

The roll was called, and the resolution adoption refused by the following vote:

AYES—Senators Berry, Christensen, Cobey, Collier, Desmond, Dilworth, Donnelly, Hollister, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, and Short—15.

NOES—Senators Abshire, Arnold, Beard, Breed, Burns, Busch, Byrne, Coombs, Farr, Grunsky, Ed. C. Johnson, Sutton, Teale, and Thompson—14.

Motion to Reconsider

Senator Hollister moved to reconsider the vote whereby Assembly Joint Resolution No. 30 was refused adoption.

Postponement of Reconsideration

On motion of Senator Hollister, the further consideration of the motion to reconsider the vote whereby Assembly Joint Resolution No. 30 was refused adoption was continued until the next legislative day.

Assembly Bill No. 3117—An act to add Article 10 (commencing at Section 427) to Chapter 2, Part 1, Division 1 of, and to repeal Section 210 of, the Health and Safety Code, and to repeal Chapter 18 (commencing at Section 26000) of Division 9 of the Business and Professions Code, relating to alcoholic rehabilitation.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, and Teale—26.

NOES—Senators Sutton and Thompson—2.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1293—An act to add Section 71618 to the Government Code, relating to bail.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2406—An act to amend Section 1183.5 of the Civil Code, relating to the acknowledgment of instruments and the performance of other notarial acts.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1668—An act to repeal Section 41604 of the Government Code, relating to criminal prosecution.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3120—An act to add Section 705.3 to the Vehicle Code, relating to logging trucks.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Robert I. McCarthy, Short, Sutton, Teale, and Thompson—23.

NOES—Senators Beard, Montgomery, Murdy, and Richards—4.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1397—An act to amend Sections 21291 and 21298 of the Government Code, relating to the State Employee's Retirement System.

Bill read third time, and presented by Senator Desmond.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2433—An act to amend Section 21702 and to repeal Section 21708 of the Government Code, relating to integration of the State Employees' Retirement System and old-age and survivors insurance and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Desmond.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1552—An act to add Section 2001.1 to, and to amend Sections 2180.5, 3045, 3082, and 3445 of, the Welfare and Institutions Code, relating to eligibility for public assistance.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1684—An act to amend Sections 2142.5 and 3003 of the Welfare and Institutions Code, relating to the administration of public assistance.

Bill read third time, and presented by Senator Teale.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Farr, Grunsky,

Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, and Thompson—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3124—An act to amend Sections 2020 and 2025 of the Welfare and Institutions Code, relating to old age security.

Motion to Re-refer Assembly Bill No. 3124

Senator Brown moved that Assembly Bill No. 3124 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1247—An act to add Section 2212 to the Education Code, relating to the powers of governing boards of school districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 140—An act to amend Section 13674 of the Education Code, relating to leaves of absence.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 961—An act to amend Section 16484 of the Education Code, relating to health reports.

Bill read third time, and presented by Senator Breed.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1245—An act to amend Section 6357.2 of the Education Code, relating to maximum school district tax rates.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2675—An act to amend Sections 25978, 26075 and 26076 of the Water Code, relating to assessments in irrigation districts.

Bill read third time, and presented by Senator Kraft.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 286—An act to amend Sections 5930, 5931, and 5970 of the Elections Code, relating to absent voting.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 296—An act to amend Section 3935.5 of the Elections Code, relating to elections.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Sutton, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 298—An act to repeal Section 7969 of the Elections Code, relating to elections.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Breed, Brown, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Cunningham, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 377—An act to amend Sections 61200 and 61403 of the Government Code, relating to local elections.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 410—An act to amend Sections 3871, 3873, 3878, 3879, and 3880 of, and to repeal Section 3872 of, the Elections Code, relating to the presidential primary election.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1227—An act to amend Section 45 of the Elections Code, relating to petitions.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2360—An act to amend Section 2802 of the Elections Code, relating to state central committees.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3162—An act to add Section 55 to the Elections Code, relating to the destruction of voting records and the conduct of elections thereafter.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Teale, and Thompson—26.

NOES—Senator Sutton—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 290—An act to amend Section 4.1 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), relating to municipal water districts.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Grunsky, Ed. C.

Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 307—An act to amend Sections 3, 3.6, 11, 12, and 26.1 of, and to add Sections 6.2, 12.1, 26.2 and 26.3 to, of the Marin County Flood Control and Water Conservation District Act (Chapter 666 of the Statutes of 1953), relating to the Marin County Flood Control and Water Conservation District.

Bill read third time, and presented by Senator John F. McCarthy. The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 985—An act to amend Section 21802 of, and to add Sections 21800.1, 21800.2, 21800.3, 21800.4, 21825.1, 21854 to, the Water Code, relating to the recall of irrigation district officers.

Bill read third time, and presented by Senator Williams.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1210—An act to amend Sections 73392 and 73393 of the Government Code, relating to the municipal court for Alviso and San Jose.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 2138—An act to add Section 36.3 to the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to use of bond funds by water conservation districts.

Bill read third time,

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 23, 1957, between lines 5 and 6, insert

"SECTION 1. Section 363 is added to the Water Conservation Act of 1931, to read:"

Amendment No. 2

On page 1, line 6, strike out "Section", and insert "Sec."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 785—An act to add Section 15.5 to the Fish and Game Code, relating to fishing.

Bill read third time.

Motion to Amend

Senator Harold T. Johnson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 23, 1957, after "Code," insert "and add Section 5512 to the Fish and Game Code as proposed by Assembly Bill No. 616,"

Amendment No. 2

On page 1, after line 5, insert

"SEC. 2. Section 5512 is added to the Fish and Game Code as proposed by Assembly Bill No. 616, to read:

5512. The commission has no power to restrict any river, stream, lake or other body of water in Placer, Nevada and Sierra Counties to fishing by use of artificial lure only.

SEC. 3. Section 2 of this act shall become operative only if the Fish and Game Code as proposed by Assembly Bill No. 616 is enacted by the Legislature at its 1957 Regular Session, and in such case at the same time as Assembly Bill No. 616 takes effect; at which time Section 15.5 of the Fish and Game Code adopted in 1933 is repealed."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Dilworth:

Request for Permission to Introduce a Bill

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

(By Request of Subcommittee of Senate Finance Committee, composed of Senators Burns, Dilworth, Miller, and Williams)—An act to provide for the expansion of publicly supported higher education by the establishment of additional state colleges in the Public School System and the acquisition of sites therefor, by adding Chapter 3.4 (commencing at Section 206391) and Chapter 3.5 (commencing at Section 206396) to Division 10 of the Education Code, and making an appropriation therefor.

Respectfully submitted.

SENATOR NELSON S. DILWORTH

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 24, 1957

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Finance.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Abshire, Arnold, Beard, Berry, Breed, Burns, Busch, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Grunsky, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Montgomery, Murdy, Richards, Short, Sutton, Teale, Thompson, and Williams—30.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 2680: By Senator Dilworth (By request of Subcommittee of Senate Finance Committee, composed of Senators Burns, Dilworth, Miller, and Williams)—An act to provide for the expansion of publicly supported higher education by the establishment of additional state colleges in the Public School System and the acquisition of sites therefor, by adding Chapter 3.4 (commencing at Section 20691) and Chapter 3.5 (commencing at Section 20696) to Division 10 of the Education Code, and making an appropriation therefor.

Referred to Committee on Finance.

Senate Concurrent Resolution No. 133: By Senator Burns—Relative to the membership of the Legislative Budget Committee.

Referred to Committee on Rules.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 10.58 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

RESOLUTIONS

The following resolution was offered:

By Senators Dilworth, Donnelly, Murdy, Montgomery, and Williams:

Senate Resolution No. 138

Relating to the creation of a Senate Investigating Committee on Education

Resolved by the Senate of the State of California, That:

1. The Senate Investigating Committee on Education is hereby created and authorized and directed to investigate, ascertain, study and analyze all facts relating to the education of the citizens of this State, including the use of radio and television in connection therewith and the effect of radio and television thereon, and all facts relating to the schools, colleges and universities, public or private, engaged therein, including but not limited to the financing and need for financial assistance of such institutions and also including but not limited to the Public School System, the University of California and its several branches (including the relation thereof to the Public School System and the training thereof of personnel to teach in the public schools), the education practices in the State, the State Department of Education, the State Board of Education, the Superintendent of Public Instruction, the State Curriculum Commission, and other state and local agencies or officers whose actions bear upon or affect education in this State, all organizations of educators and public school employees and the effect of such organizations on the Public School System, and particularly (without limitation by reason of specifications thereof) all matters pertaining to textbooks, the causes and effects of teacher shortages, the recruitment, curricula, program, training and accreditation of teachers, teacher tenure and retirement, the issuance of credentials with particular reference to present methods of certification, caliber of teachers certified, the automatic certification of state college graduates, the utilization of all types of public school facilities for school or other purposes, the teaching of foreign languages and the institutions engaged therein, and the necessity for and adequacy of living and housing accommodations for students, and all facts relating to the resources, administration, activities, and purposes of

tax-exempt philanthropic or educational foundations, trusts, and similar organizations, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all provisions of statutory law or of the State Constitution in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Senate including in the report its recommendations for appropriate legislation, both by way of proposed statutes and proposed amendments to the Constitution.

2. The committee consists of five Members of the Senate appointed by the Committee on Rules thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1959 Regular Session, with authority to file its final report not later than the fifteenth day after the end of the constitutional recess. The time for filing the final report shall not be extended.

4. The committee and its members shall have and exercise all of the rights and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership, and to employ and fix the compensation of a secretary and such clerical, investigative, expert and technical assistants as it may deem necessary.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature, and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(f) To create subcommittees from its membership, assigning to the subcommittee any study, inquiry, investigation or hearing which the committee has authority to undertake or hold, and the subcommittee for the purposes of this assignment shall have and exercise all of the powers conferred upon the committee limited by the express terms of the resolution or resolutions of the latter defining the powers and duties of the subcommittee, which powers may be withdrawn or terminated at any time by the committee.

(g) To adopt and from time to time amend such rules governing its procedures (including the fixing of its own quorum and the number of votes necessary to take action on any matter) as to it appear appropriate.

(h) To hold public hearings at any place in California at which hearings the people are to have the opportunity to present their views to the committee.

(i) To summon and subpoena witnesses, require the production of papers, books, accounts, reports, documents, and records of every kind and description, to issue subpoenas and to take all necessary means to compel the attendance of witnesses and procure testimony.

(j) To hold executive sessions which may be closed to the general public, and to take testimony and hear and receive evidence at such executive sessions, when in the opinion of the majority of the members such course is necessary or desirable.

6. The committee, each of its members, and any representative of the committee thereunto authorized by the committee or its chairman, is authorized and empowered to administer oaths.

7. Every department, commission, board, agency, officer and employee of the State Government, including the Legislative Counsel, the Attorney General and their subordinates, and of any political subdivision, county, city, or district or in this State shall furnish the committee and any subcommittee upon request, any and all such assistance, and information, records and documents as the committee or subcommittees deem proper for the accomplishment of the purposes for which the committee is created.

8. The committee, or a subcommittee or the chairman when authorized by a majority vote of the entire committee may meet outside the State with similar committees of the Congress or of the several states.

9. The sum of _____ dollars (\$_____) or as much thereof as may be necessary, is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from said contingent fund,

and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Fish and Game

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Senate Bill No. 2424

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ED. C. JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 2424

Senator Cobey moved that Senate Bill No. 2424 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2424—An act to amend Section 10 of the Fish and Game Code, relating to fish and game.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "to amend Section 10 of the Fish and Game Code," and insert "making an appropriation for a study".

Amendment No. 2

On page 1, strike out lines 1 to 10, inclusive, and insert

"SECTION 1. There is hereby appropriated one hundred thousand dollars (\$100,000), or so much thereof as is necessary, from the Fish and Game Preservation Fund to the Legislative Budget Committee for a contract or contracts to study existing and future programs and planning operations of the Department of Fish and Game and the policies of the Fish and Game Commission. This appropriation is from the 50 percent of increased revenues made unavailable without specific appropriation by the Legislature in Senate Bill No. 325 as it would add Section 46.5 to the Fish and Game Code and Section 13005 of the Fish and Game Code as proposed by Assembly Bill No. 616.

A preliminary report of this study shall be made to the Legislature not later than the fifth day of the 1958 Regular Session of the Legislature and the final report of this study shall be made to the Legislature not later than the fifteenth day of the 1959 Regular Session of the Legislature."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 3998

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESMOND, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 3998

Senator Desmond moved that Assembly Bill No. 3998 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 3998—An act to add Sections 20023.1, 20129, 20600.5, 20801.1, 21021.5, 21022.5, 31461.1, 31533, 31558.1, 31620.1, 31630.1, 31639.15, 31641.01, 31721.5, 31727.5, and 31780.5 to, and to amend Sections 20302, 20393, 21360, 21361, 31700, 31701, and 31720.5 of, the Government Code, relating to retirement systems for public employees.

Bill read second time.

Motion to Amend

Senator Desmond moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly May 21, 1957, strike out "21022.5".

Amendment No. 2

In line 3 of the title, strike out "31727.5".

Amendment No. 3

In line 3 of the title, after "31780.5 to," insert "to add Article 4 (commencing with Section 53290) to Chapter 2, Part 1, Division 2, Title 5 of".

Amendment No. 4

In line 4 of the title, after "21361," insert "31559".

Amendment No. 5

In lines 5 and 6 of the title, strike out "retirement systems for".

Amendment No. 6

On page 5, line 11, after "system", insert "where retirement is for disability not arising out of or in the course of employment subject to such other system".

Amendment No. 7

On page 5, between lines 14 and 15, insert

"(3) That such allowance shall be an annuity which is the actuarial equivalent of accumulated contributions where retirement under such other system is for disability arising out of and in the course of employment subject to such other system."

Amendment No. 8

On page 5, line 15, strike out "21022.5 is added to said code," and insert "31559 of said code is amended".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 9

On page 5, strike out lines 16 through 24, and insert

"31559. Whenever a county or district subject to the provisions of this chapter takes over and assumes any of the functions of any other public agency, and because of such assumption all or any employees of such other public agency become employees of such county or district, any such employee [not over 35 years of age when employed in a position of such other public agency, the] whose principal duties [of which] consist of active law enforcement or active fire suppression, as defined in Sections 31469.3, 31470.2 and 31470.4, who, because of such transfer of functions, is employed in such a position in such county or district, shall become a safety member on the first day of the calendar month following his entrance into service."

Amendment No. 10

On page 16, line 37, strike out "15", and insert "5".

Amendment No. 11

On page 6, line 48, strike out "15", and insert "5".

Amendment No. 12

On page 7, strike out lines 1 through 10.

Amendment No. 13

On page 7, line 11, strike out "19", and insert "18".

Amendment No. 14

On page 7, line 23, strike out "20", and insert "19".

Amendment No. 15

On page 7, line 31, strike out "21", and insert "20".

Amendment No. 16

On page 7, line 40, strike out "22", and insert "21".

Amendment No. 17

On page 8, line 10, after "system", insert "if retirement is for disability not arising out of or in the course of employment subject to such other system".

Amendment No. 18

On page 8, between lines 13 and 14, insert

"(3) That such allowance shall be an annuity which is the actuarial equivalent of the member's accumulated contributions where retirement under the other system is for disability arising out of and in the course of employment subject to such other system".

Amendment No. 19

On page 8, line 14, strike out "23", and insert "22".

Amendment No. 20

On page 8, between lines 36 and 37, insert

"SEC. 23. Article 4 is added to Chapter 2, Part 1, Division 2, Title 5 of said code, to read:

Article 4. Transfer of Public Functions

53290. As used in this article:

(a) "Local agency" means city, county, or district.

(b) "Legislative body" means the board of supervisors in the case of a county or a city and county, the city council or board of trustees in the case of a city, and the board of directors or other governing body in the case of a district.

53291. Notwithstanding any law to the contrary, whenever a local agency takes over or assumes any of the functions of another local agency under a law which provides that all or any employees of such other local agency become employees of the local agency assuming the function, the governing body of the local agency assuming the function may prescribe the qualifications and conditions under which such employees will become employees of the local agency. Any employees who do not meet such qualifications or conditions shall not become employees of the local agency."

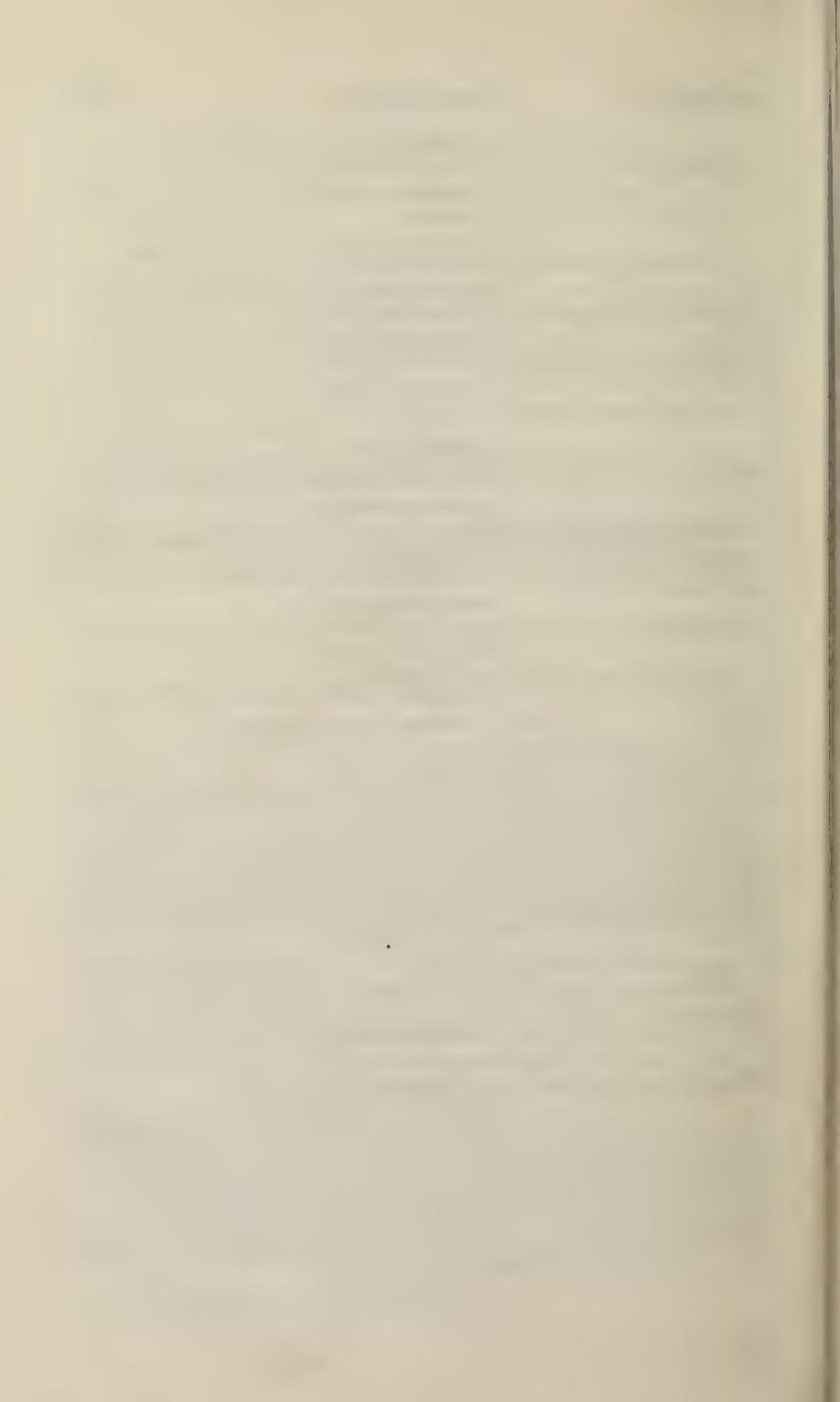
Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 11 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 2 p.m., Saturday, May 25, 1957.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1957 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-SIXTH LEGISLATIVE DAY

ONE HUNDRED SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Saturday, May 25, 1957

The Senate met at 2 p.m.

Hon. John F. McCarthy, Vice Chairman of the Committee on Rules of the Senate, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Abshire, Arnold, Beard, Berry, Breed, Brown, Burns, Busch, Christensen, Cobey, Collier, Coombs, Cunningham, Desmond, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Ed. C. Johnson, Harold T. Johnson, Kraft, McBride, John F. McCarthy, Robert I. McCarthy, Miller, Montgomery, Murdy, Regan, Richards, Short, Sutton, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Father Luke Powleson:

O God, Heavenly Father, make of us, this day, a power for good, a force to urge to higher thoughts, to nobler words, to stronger actions, that those who come under our influence here in this Senate Chamber may be helped and the State advanced in material prosperity as we acknowledge Thee, our Lord and Master. Grant that our actions this day may be full of gentleness, of kindness, of sympathy and of unselfishness towards our fellow man, so that we may truly stand before Thee and all our citizens, as Thy lawfully constituted representatives. Lay Thy hand in blessing upon us, Lord, that we may be strong and valiant and firm in our resolve to serve Thee and the State. Make us strong, to do the good Thou askest of us. Make us bold to resist the wrong, courageous to ignore the criticism about us. We ask not, O Lord, for mere worldly success, for a long and bright career, we beg only for strength, strength to stand our ground, strength to lead a life of grand, heroic Faith in Thee and our fellow man. We ask to persevere unto the very end in the work before us, so that we may render unto Thee a worthy and acceptable accounting of our stewardship as Senators of this great State.—AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Dolwig, on motion of Senator Erhart, due to legislative business.

Senator Dorsey, on motion of Senator Erhart, due to legislative business.

Senator Byrne, on motion of Senator Erhart, due to legislative business.

EXPLANATION OF ABSENCE

Senator Ed. C. Johnson requested that the Journal show that he and Senators Abshire, Cunningham, Gibson, Montgomery, Murdy, Regan, Sutton, Thompson, Berry, Richards, and Short were absent from the Senate this legislative day due to attending the Water Resources Committee, which has under consideration some very important water legislation.

Request granted.

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators John F. McCarthy, Miller, and Murdy as a Senate Committee on Conference concerning Senate Bill No. 1767 to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
BURNS, Chairman

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators Harold T. Johnson, Robert I. McCarthy, and Cunningham as a Senate Committee on Conference concerning Assembly Bill No. 415 to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
BURNS, Chairman

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, May 25, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 61	Senate Bill No. 1213
Senate Bill No. 62	Senate Bill No. 1240
Senate Bill No. 65	Senate Bill No. 1312
Senate Bill No. 66	Senate Bill No. 1451
Senate Bill No. 224	Senate Bill No. 1458
Senate Bill No. 399	Senate Bill No. 1602
Senate Bill No. 408	Senate Bill No. 1606
Senate Bill No. 655	Senate Bill No. 1631
Senate Bill No. 715	Senate Bill No. 1958
Senate Bill No. 718	Senate Bill No. 2129
Senate Bill No. 801	Senate Bill No. 2492
Senate Bill No. 1081	Senate Bill No. 2578
Senate Bill No. 1187	Senate Bill No. 2658
Senate Bill No. 1210	Senate Bill No. 2669

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 25, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 163	Senate Bill No. 920
Senate Bill No. 879	Senate Constitutional Amendment No. 45

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 25, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2607

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 25, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 785
Senate Bill No. 1019
Senate Bill No. 1592
Senate Bill No. 1808

Senate Bill No. 2127
Senate Bill No. 2138
Senate Concurrent Resolution No. 126

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, May 25, 1957

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 48
Senate Bill No. 54
Senate Bill No. 391
Senate Bill No. 584
Senate Bill No. 598
Senate Bill No. 603
Senate Bill No. 604

Senate Bill No. 1372
Senate Bill No. 1450
Senate Bill No. 1708
Senate Bill No. 1949
Senate Bill No. 1969
Senate Bill No. 2627

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, May 25, 1957

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 657

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 25, 1957

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 656

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 25, 1957

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 883
Senate Bill No. 900
Senate Bill No. 915

Senate Bill No. 1622
Senate Bill No. 1698
Senate Bill No. 1883

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, May 25, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 642

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to an interim committee.

BROWN, Vice Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, May 25, 1957

MR. PRESIDENT: The Committee on Water Resources, to which was referred: Senate Concurrent Resolution No. 130
Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

CUNNINGHAM, Vice Chairman

Above reported resolution ordered to third reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, May 25, 1957

MR. PRESIDENT: The Committee on Finance, to which was referred: Senate Bill No. 227
Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Vice Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, May 24, 1957

MR. PRESIDENT: The Committee on Judiciary, to which were referred: Senate Bill No. 927
Senate Bill No. 929
Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

REQUEST FOR UNANIMOUS CONSENT

Senator Burns asked for, and was granted, unanimous consent to take up Senate Bills Nos. 927 and 929 at this time, for consideration of committee amendments.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 927—An act to amend Section 653h of the Penal Code, relating to interception of communications.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 4, of the printed bill, after "high", insert ", printed in the English language,".

Amendment No. 2

On page 2, line 10, after "high", insert ", printed in the English language,".

Amendment No. 3

On page 2, line 17, after "criminals", insert "; provided, however, that nothing contained in this subsection (d) shall authorize any acts prohibited by Section 640. This section is not intended to render admissible in any judicial proceeding any evidence obtained by the use or installation of such devices which otherwise would not be admissible".

Amendment No. 4

On page 2, between lines 17 and 18, insert
"(e) This section shall not apply to the recording of telephone conversations where the person recording employs a device emitting a distinctive tone over the telephone line, if the telephone company over whose lines the conversation is carried has a tariff on file with the Public Utilities Commission requiring the use of such a device when recording telephone conversations.

(f) This section shall not apply to any public utility engaged in the business of providing communications services and facilities, or to the officers, employees or

agents thereof, where the overhearing is for the purpose of construction, maintenance, conduct or operation of the services and facilities of such public utility, or to the normal use of the services and facilities furnished by such public utility pursuant to its tariffs.

(g) This section does not apply to the use of hearing aids and similar devices, by persons afflicted with impaired hearing, for the purpose of overcoming the impairment to permit the hearing of sounds ordinarily audible to the human ear."

Amendment No. 5

On page 2, line 18, strike out "(e)", and insert "(h)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 929—An act to add Section 7515 to the Business and Professions Code, relating to interception of communications.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in Senate April 17, 1957, strike out "details thereof", and insert "time, place, and persons involved".

Amendment No. 2

On page 1, after line 25, insert

"The reports required by this section shall be confidential and not open to public inspection. They may be disclosed in accordance with proper judicial order in any case or action, upon request of any committee appointed by either the Senate or Assembly or both, and to the Attorney General or other legal representative of the State for use in any action or proceeding under this chapter. Any person who discloses such reports in a manner not authorized by this section is guilty of a misdemeanor."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Motion to Print With a Rush Order

Senator Burns moved that Senate Bills Nos. 927 and 929 be sent to print with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, May 25, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Constitutional Amendment No. 44

Assembly Constitutional Amendment No. 38

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to an appropriate interim committee for study.

CUNNINGHAM, Vice Chairman

Above reported resolutions re-referred to Committee on Rules.

SENATE CHAMBER, SACRAMENTO, May 25, 1957

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Constitutional Amendment No. 1

Assembly Constitutional Amendment No. 55

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re refer to the Committee on Rules for reference to an appropriate interim committee for study.

CUNNINGHAM, Vice Chairman

Above reported resolutions ordered to second reading.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 306—An act to add Part 7 to Division 6 of the Water Code, relating to the planning, construction, and operation of water development projects for cities, counties, and districts throughout the State, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 1 of the title of the printed bill, after "7", insert "(commencing at Section 12880)".

Amendment No. 2

In line 4 of the title, strike out ", and making an appropriation therefor".

Amendment No. 3

On page 2, strike out line 5, and insert

"12884. "Department" means the Department of Water Resources."

Amendment No. 4

On page 2, strike out lines 24 to 32, inclusive, and insert "Water Development Fund, the money in which fund shall be available, when appropriated by the Legislature, for allocation and expenditure for projects pursuant to this part."

Amendment No. 5

On page 2, line 39, strike out "board", and insert "department".

Amendment No. 6

On page 2, line 41, strike out "board", and insert "department".

Amendment No. 7

On page 2, line 46, strike out "board", and insert "department".

Amendment No. 8

On page 2, strike out lines 48 to 51, inclusive, and insert

"12902. The department may enter into cooperative contracts with any agency to furnish, or contract for, the necessary services for the preliminary investigation and preparation of reports, plans, and specifications of projects contemplated by this part."

Amendment No. 9

On page 3, line 1, strike out "board", and insert "department".

Amendment No. 10

On page 3, strike out lines 5 and 6, and insert

"12905. The department may make an investigation and report".

Amendment No. 11

On page 3, line 8, strike out "for its", and insert "a".

Amendment No. 12

On page 3, strike out lines 9 and 10, and insert "posed project."

Amendment No. 13

On page 3, line 12, strike out "board", and insert "department".

Amendment No. 14

On page 3, line 17, strike out "board", and insert "department".

Amendment No. 15

On page 3, line 19, strike out "board", and insert "department".

Amendment No. 16

On page 3, line 21, strike out "Board", and insert "Department".

Amendment No. 17

On page 3, line 23, strike out "board", and insert "department".

Amendment No. 18

On page 3, line 41, strike out "board", and insert "department".

Amendment No. 19

On page 3, line 44, strike out "board", and insert "department".

Amendment No. 20

On page 3, strike out lines 46 to 52, inclusive; and on page 4, strike out lines 1 to 3, inclusive.

Amendment No. 21

On page 4, line 4, strike out "12918", and insert "12917".

Amendment No. 22

On page 4, line 4, strike out "board", and insert "department".

Amendment No. 23

On page 4, line 13, strike out "12919. The board", and insert "12918. The department".

Amendment No. 24

On page 4, line 16, strike out "12920", and insert "12919".

Amendment No. 25

On page 4, line 16, strike out "board", and insert "department".

Amendment No. 26

On page 4, line 19, strike out "board", and insert "department".

Amendment No. 27

On page 4, line 22, strike out "12921", and insert "12920".

Amendment No. 28

On page 4, line 22, strike out "board", and insert "department".

Amendment No. 29

On page 4, line 24, strike out "board", and insert "department".

Amendment No. 30

On page 4, line 27, strike out "12922", and insert "12921".

Amendment No. 31

On page 4, line 27, strike out "board", and insert "department".

Amendment No. 32

On page 4, line 37, strike out "board", and insert "department".

Amendment No. 33

On page 5, line 3, strike out "Department of Water Resources", and insert "department".

Amendment No. 34

On page 5, line 7, strike out "board", and insert "department".

Amendment No. 35

On page 5, line 10, strike out "board", and insert "department".

Amendment No. 36

On page 5, line 11, strike out "board", and insert "department".

Amendment No. 37

On page 5, line 46, strike out "board", and insert "department".

Amendment No. 38

On page 6, line 15, strike out "board", and insert "department".

Amendment No. 39

On page 6, line 16, after "part", insert "when appropriated for such purpose by the Legislature".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2638—An act to add Section 5009 to the Water Code, relating to recordation of water extractions and diversions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 10, 1957, after "act to", insert "amend Sections 5000, 5001, 5002, 5003, 5004, 5006, and 5007 of, and to".

Amendment No. 2

In line 1 of the title, after "5009 to", insert a comma.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 5000 of the Water Code is amended to read:

5000. As used in this Part 5, the following terms shall have the respective meanings stated below:

(a) "Ground water" means water beneath the surface of the ground whether or not flowing through known and definite channels.

(b) "Surface water" means water on the surface of the ground.

(c) ["Division" means the Division of Water Resources of the Department of Public Works, of the State of California, and any public body or agency which may hereafter perform the functions now performed by the Division.] "Board" means the *State Water Rights Board*.

(d) "Five counties" means the Counties of Riverside, San Bernardino, Los Angeles, Ventura and Santa Barbara.

(e) "Person" means all persons whether natural or artificial, including the United States of America, the State of California, and all political subdivisions, districts, municipalities and public agencies of or in either the State or the United States.

(f) ["Sources"] "Source" means any point of diversion or extraction of water and includes among other things wells, *well fields*, tunnels, and headworks.

SEC. 2. Section 5001 of said code is amended to read:

5001. Each person who, after 1955, extracts ground water in excess of 25 acre-feet in any year shall[,] file with the [division] board on or before [March] July 1st of the succeeding year a "Notice of Extraction and Diversion of Water" (hereinafter called "notice") in the form provided [below] in Section 5002; provided, however, that no notice need be filed with respect to, and there shall not be required to be included in any such notice, (a) information concerning the extraction or diversion of water from a source from which less than 10 acre-feet has been taken during such year, or (b) information concerning a taking or diversion of surface water for the purpose of generating electrical energy and other nonconsumptive uses, and for incidental uses in connection therewith: *provided further, no notice with respect to extraction of ground water or diversions of surface water during the year 1956*

and preceding years need be filed under this part prior to the end of the calendar year 1957.

SEC. 3. Section 5002 of said code is amended to read:

5002. Each notice shall be on a form provided by the [division] board. The first notice filed by any person shall state:

(a) The name of the person extracting ground water or diverting surface water.

(b) The quantity of water taken and the method of measurement used by such person or his predecessor in interest in each preceding year from each surface or ground water source; provided, that if the period of such taking exceeds 10 years, such person is not required to state such quantities for any period greater than the preceding 10 calendar years.

(c) The location (sufficient for identification) of each surface or ground water source through or by means of which water has been taken, and if any person or persons other than the person filing said notice claims any interest in such source or the right to extract water therefrom, the name or names, so far as known, of such other person or persons.

(d) A general description of the area in which such water has been used.

[(e) Any other facts which the division may require by general regulation and which tend to prove the facts above required to be stated, the origin of water supplying any ground water course mentioned in the notice, water levels in any such source, or the extent of any ground water basin from which such water is withdrawn.]

[(f)] (e) Any person diverting only surface water and not more than 25 acre-feet of ground water in any year need not file such notice for such year.

Notices, other than the first notice filed, shall state, in addition to the name of the person extracting or diverting such water:

First: The quantity of water taken from each surface and ground water source from which such person received any water in the preceding calendar year.

Second: Location of each such surface and ground water source through or by means of which water has been taken in such preceding year. This may be stated, so far as applicable, by reference to the water sources described in the original notice.

Third: If such person diverts surface water in excess of three miner's inches, such person shall further state in said notice the period or periods of such diversion, and the maximum and minimum flows so diverted in each period.

[Fourth: Any other facts which the division may require by general regulation, and which tend to prove facts above required to be stated, the origin of water supplying any surface or ground water source mentioned in the notice, water levels or flow in any such course, or the extent or origin of the water source supplying the ground water supply from which such water is extracted.]

SEC. 4. Section 5003 of said code is amended to read:

5003. No prescriptive right which might otherwise accrue to extract ground water shall arise or accrue to, nor shall any statute of limitations operate in regard to such ground water in the five counties or any of them after the year 1956 in favor of any person required to file such notice of extraction and diversion of water, until such person shall file with the [division] board the first "Notice of Extraction and Diversion of Water" substantially in the form [above] mentioned in Section 5002; and as to each person who fails to file such notice by the end of the year 1957, it shall be deemed for the period from that time until the first notice of such person is filed, that no claim of right to the extraction of ground water from any such source in the five counties has been made by such person, and that water so extracted by such person from such ground water source during such period has not been devoted to or used for any beneficial use. The beneficial use of water from any ground water source within the five counties in any year by such person shall be deemed not to exceed the quantity reported in the notice filed for such year.

SEC. 5. Section 5004 of said code is amended to read:

5004. After the year 1959, failure to file with the [division] board a notice for any calendar year within six months after the close of such calendar year shall be deemed equivalent for all purposes to nonuse for such year of any ground water within the five counties by each person failing to so file a notice within said period; provided, that this section and Section 5003 shall not apply to any person whose aggregate extractions of ground water in any year does not exceed 25 acre-feet nor to any extractions of ground water with respect to which no notice is required to be filed under this part.

SEC. 6. Section 5006 of said code is amended to read:

5006. Each notice [shall be sworn to and] shall be accompanied by a filing fee which shall be fixed by the [division] board. Such filing fees shall be fixed so as to be sufficient on the average to pay the administrative expenses of the division in listing and processing notices of the character presented, and may be graduated in accordance with the number of water sources from which the extractions or diversions are shown. Section 6103 of the Government Code does not apply to any fee or charge for official services required by this part.

SEC. 7. Section 5007 of said code is amended to read:

5007. Any person may apply to the [division] board to investigate the facts stated in any specified notice so filed and to state in writing its determination of the facts found by it upon such investigation. The cost of such investigation and determination shall be paid by such applicant by such deposits or in such payments as may be fixed by the [division] board. In the event the [division] board makes a determination which differs in any material respect from the facts contained in the notice, then, prior to making its final determination, the [division] board shall notify both the person filing said notice and the person requesting a determination of facts of its proposed findings, and shall invite either party to submit further information prior to making its final determination, and no such final determination shall be made until sixty (60) days after the parties have been so notified of the [division's] board's proposed determination.

In any action or proceeding hereafter pending in which the facts, or any of them, contained in the notices so filed are material, such notices shall not be evidence of any fact stated therein, but such determination by the [division] board shall be prima facie evidence of said facts.

SEC. 8. Section 5009 is added to said code, to".**Amendment No. 4**

On page 1, strike out line 4; and in line 5, strike out "Angeles", and insert "respect to the Counties of Ventura and Santa Barbara".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 56—An act to add Section 710.1 to the Vehicle Code, relating to notice of intention by house moving contractors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1163—An act to add Section 677.3 to the Vehicle Code, relating to vehicle equipment.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2144—An act to add Section 725.5 to the Streets and Highways Code, relating to the care and protection of state highways.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2489—An act to amend Section 10098 of, and to add Section 10101 to the Revenue and Taxation Code, relating to motor vehicle transportation license tax.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2490—An act to amend Section 8994 of the Revenue and Taxation Code, relating to use fuel tax.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 851—An act to amend Section 1241 of the Code of Civil Procedure and Section 1355.1 of the Financial Code, relating to rapid transit districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1258—An act to amend Sections 142 and 168 of the Vehicle Code, relating to the registration of cotton trailers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 3, after line 26, of the printed bill, as amended in Senate April 23, 1957, insert

"Upon proper application and payment of the service charge, the department shall issue an identification plate and an identification card for the piece of equipment for which application is made."

Amendment No. 2

On page 3, line 30, strike out ", and it", and insert "and shall display the identification card issued by the department as provided by Section 155. It".

Amendment No. 3

On page 3, line 32, strike out "It", and insert "If".

Amendment No. 4

On page 3, line 43, after the period, insert "Such plate shall be renewed every five years by application and payment of the ten dollars (\$10) service charge."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2260—An act to amend Section 694.01 of the Vehicle Code, relating to projecting lights or devices.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 15, 1957, strike out "amend Section 694.01 of", and insert "add Section 694.02 to".

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 694.02 is added to the Vehicle Code, to read:

694.02. Additional Projecting Lights or Devices. Notwithstanding the limitations otherwise applicable under Section 694, and in addition to the provisions of Section 694.01, drip rails, awning rails, drip caps, rub rails, grab rails, electrical receptacles, bumper guards, window louvers, window frames, exhaust fans, and similar necessary appendages may extend two inches on each side of the main portion of the body of a trailer coach; provided, that the maximum width of body and any or all of such appendages does not exceed 100 inches.

This section shall have no application to the national system of interstate and defense highways as described in Section 108 of the Federal-Aid Highway Act of 1956, and on such system the provisions of Sections 694 and 694.01 shall govern the permissible width of trailer coaches unless and until it be determined by the Secretary of Commerce of the United States that the application of this section to trailer coaches using the national system of interstate and defense highways would not prevent the apportionments of federal funds to this State for expenditure upon said system of highways."

Amendment No. 3

On page 1, strike out lines 3 to 23, inclusive; and on page 2, strike out lines 1 to 5, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1505—An act to add Section 680.1 to the Streets and Highways Code, relating to the removal and relocation of utilities upon state highways.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 17, 1957, strike out lines 3 to 15, inclusive, and insert

"680.1. Notwithstanding the provisions of Section 680, if any public utility shall have removed or relocated any pole, pole line, pipe, pipeline, conduit, street railroad tracks or other structures or facilities upon any state highway in compliance with a demand of the department that such be done, and such removal or relocation shall have been made subsequent to January 1, 1954, and if any such public utility shall have".

Amendment No. 2

On page 1, after line 24, insert

"SEC. 2. Certain public utilities performing vital public service functions have been required by the State to remove and relocate public utility facilities located upon state highways and have had to finance the costs of such removal and relocation through loans from the State. Permission has been refused such public utilities to increase their rates sufficient to repay such loans. If such utilities are to continue servicing their areas of service with vital public utility services, it is necessary that this act be enacted. The Legislature hereby finds and declares that the forgiveness of indebtedness owed to the State pursuant to this act is for a public purpose of state-wide interest."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2011—An act to amend Sections 1203, 1204, 1205, 1206, 1220, 1222, 1223, 1226, 1241, 1242, 1243, 1244, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1280, 1281, 1282, 1283, 1284, 1285, 1286, 1287, 1288, 1290, 1292, 1300 and 1320 of, and the heading of Chapter 3 (commencing with Section 1200) of Division 2 of, and to add Section 1293 to, the Business and Professions Code and to repeal Sections 3, 4, and 5 of Chapter 1727 of the Statutes of 1951, relating to clinical laboratory technology.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 662—An act to provide for the exhibition of the California State Relief Map at the California Fair and Exposition grounds in the County of Sacramento and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance.

Amendment No. 1

In line 2 of the title of the printed bill, strike out "at the California Fair and Exposition grounds".

Amendment No. 2

On page 1, lines 1 and 2, strike out "Board of Directors of the California State Fair and Exposition", and insert "Department of Finance".

Amendment No. 3

On page 1, lines 3 and 4, strike out "at the California State Fair and Expositions grounds".

Amendment No. 4

On page 1, line 8, strike out "board of directors", and insert "department".

Amendment No. 5

On page 1, lines 9 and 10, strike out "on the grounds of the California State Fair and Exposition".

Amendment No. 6

On page 1, strike out all of lines 15 to 17, and insert "Fund in the State Treasury the sum of seventy-five thousand dollars (\$75,000) to the Department of Finance to be expended".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2002—An act to add Chapter 4.5 (commencing with Section 1800) to Division 2 of the Business and Professions Code, relating to psychologists.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 6, line 24, of the printed bill, as amended in Senate May 17, 1957, strike out "An", and insert "The committee shall give and any".

Amendment No. 2

On page 11, line 3, strike out "for a certificate".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2047—An act to amend Sections 6852, 6854, 6855, 6866, 6872, 6875, 6878, 6880, 6887, 6888, 6890, 6895, 6915, 6925, 6926, 6930, 6947, and 6956 of, and to add Section 6875.5, 6895.5, 6907.5, 6918, and 6944 to the Business and Professions Code, relating to collection agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 16, 1957, in lines 9 and 10, strike out "is engaged as a collection agency.", and insert "and any person who is engaged in the collection for another of money or its equivalent under any claim arising out of a conditional sale agreement, chattel mortgage, or any other title retaining agreement, and the collection or taking of possession for another of personal property pursuant to a conditional sale agreement, chattel mortgage, or any other title retaining agreement in lieu of collection of money due or claimed to be due, is engaged as a collection agency."

Amendment No. 2

On page 2, line 39, after "The", insert "wilful".

Amendment No. 3

On page 5, line 47, after "6926.", insert "The proceedings shall be conducted in accordance with the Administrative Procedure Act, Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the board shall have all the powers granted therein."

Amendment No. 4

On page 6, line 24, after "employee has", insert "wilfully".

Amendment No. 5

On page 7, strike out lines 26 through 32, inclusive.

Amendment No. 6

On page 7, line 33, strike out "(e)", and insert "(d)".

Amendment No. 7

On page 7, line 36, strike out "(f)", and insert "(e)".

Amendment No. 8

On page 7, line 38, strike out "(g)", and insert "(f)".

Amendment No. 9

On page 7, line 41, strike out "(h)", and insert "(g)".

Amendment No. 10

On page 7, line 43, strike out "(i)", and insert "(h)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2048—An act to amend Section 6852 of the Business and Professions Code, relating to collection agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 17, 1957, in line 25, strike out "one hundred dollars (\$100)", and insert "fifty dollars (\$50)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1656—An act to amend Sections 1540, 1543, and 1544 of, and to add Article 8.5 to Chapter 1 of Division 7 of the Military and Veterans Code, relating to preparedness for and the mitigation of disasters.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2287—An act to add Sections 433.5 and 1509.75 to the Military and Veterans Code, relating to property for use in civil defense.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military and Veterans Affairs:

Amendment No. 1

On page 1, line 4, of the printed bill, after "purposes", insert "on such terms and conditions as shall be mutually agreeable to the Military Department and the California Disaster Office".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 2290—An act to amend Section 1714.5 of the Civil Code, relating to liability for civil defense activities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military and Veterans Affairs:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 24, 1957, strike out "amend Section 1714.5 of the", and insert "add Chapter 9 (commencing with Section 25100) to Division 12 of the Education".

Amendment No. 2

In line 2 of the title, strike out "civil".

Amendment No. 3

In line 3 of the title, strike out "activities", and insert "and fire drills".

Amendment No. 4

On page 1, strike out line 2, and insert

"SECTION 1. Chapter 9 is added to Division 12 of the Education Code, to read:

CHAPTER 9. CIVIL DEFENSE AND FIRE DRILLS

25100. Notwithstanding the provisions of Section 1714.5 of the Civil Code, no superintendent, principal, teacher or other employee of a school district employed in a position requiring or not requiring certification qualifications shall be held personally liable for civil damages on account of personal injury to or death of any person resulting from the participation of the person in a civil disaster, civil defense, or fire drill or test ordered by lawful authority to be held in the schools of the employing district, unless negligence or the wilful act of the employee is the proximate cause of the injury or death."

Amendment No. 5

On page 1, strike out lines 3 to 25, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 663—An act to amend Section 19572 of the Government Code, relating to discipline of state employees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 766—An act to amend Sections 23705 and 23772 of the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations and Massachusetts trusts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2466—An act to amend Sections 210 and 2189 of the Revenue and Taxation Code, relating to the exemption from taxation of the property of a householder.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 20, 1957, strike out "Sections 210 and", and insert "Section".

Amendment No. 2

In lines 2 and 3 of the title, strike out "to the exemption from taxation of the property of a householder", and insert "to personal property taxation".

Amendment No. 3

On page 1, strike out lines 1 to 5, inclusive.

Amendment No. 4

On page 1, line 6, strike out "SEC. 2", and insert "SECTION 1".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 820—An act to add Section 1294 to the Code of Civil Procedure and to add Title 9.5, comprising Sections 1295 to 1295.22, inclusive, to Part 3 of said code, relating to arbitration of controversies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out the period, and insert ", but this part is not repealed, and the provisions thereof shall remain applicable to arbitration agreements between employers and employees or between their respective representatives."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 928—An act to add Sections 7905, 7906, and 7907 to the Public Utilities Code, relating to interception of communications.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Senate on April 17, 1957, strike out "and public".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1824—An act to add Section 1248c to the Code of Civil Procedure, relating to evidence in condemnation proceedings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 30, 1957, strike out "add Sections 1248c to", and insert "amend Section 1248 of".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 1248 of the Code of Civil Procedure is amended to read: 1248. The court, jury, or referee must hear such legal testimony as may be offered by any of the parties to the proceedings, and thereupon must ascertain and assess:

1. The value of the property sought to be condemned, and all improvements thereon pertaining to the realty, and of each and every separate estate or interest therein; if it consists of different parcels, the value of each parcel and each estate or interest therein shall be separately assessed; *if it is characteristically income-producing property, the value of such property, based, in part, at least, on the income history of such property;*

2. If the property sought to be condemned constitutes only a part of a larger parcel, the damages which will accrue to the portion not sought to be condemned,

by reason of its severance from the portion sought to be condemned, and the construction of the improvement in the manner proposed by the plaintiff;

3. Separately, how much the portion not sought to be condemned, and each estate or interest therein, will be benefited, if at all, by the construction of the improvement proposed by the plaintiffs; and if the benefit shall be equal to the damages assessed under subdivision 2, the owner of the parcel shall be allowed no compensation except the value of the portion taken; but if the benefit shall be less than the damages so assessed, the former shall be deducted from the latter, and the remainder shall be the only damages allowed in addition to the value;

4. If the property sought to be condemned be water or the use of water, belonging to riparian owners, or appurtenant to any lands, how much the lands of the riparian owner, or the lands to which the property sought to be condemned is appurtenant, will be benefited, if at all, by a diversion of water from its natural course, by the construction and maintenance, by the person or corporation in whose favor the right of eminent domain is exercised, of works for the distribution and convenient delivery of water upon said lands; and such benefit, if any, shall be deducted from any damages awarded the owner of such property;

5. If the property sought to be condemned be for a railroad, the cost of good and sufficient fences, along the line of such railroad, and the cost of cattle-guards, where fences may cross the line of such railroad; and such court, jury or referee shall also determine the necessity for and designate the number, place and manner of making such farm or private crossings as are reasonably necessary or proper to connect the parcels of land severed by the easement condemned, or for ingress to or egress from the lands remaining after the taking of the part thereof sought to be condemned, and shall ascertain and assess the cost of the construction and maintenance of such crossings;

6. If the removal, alteration or relocation of structures or improvements is sought, the cost of such removal, alteration or relocation and the damages, if any, which will accrue by reason thereof;

7. As far as practicable, compensation must be assessed for each source of damages separately.

8. When the property sought to be taken is encumbered by a mortgage or other lien, and the indebtedness secured thereby is not due at the time of the entry of the judgment, the amount of such indebtedness may be, at the option of the plaintiff, deducted from the judgment, and the lien of the mortgage or other lien shall be continued until such indebtedness is paid."

Amendment No. 3

On page 1, strike out lines 2 to 17, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 729—An act to add Section 1254.5 to the Code of Civil Procedure, relating to eminent domain.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, after "application", insert ", in the manner hereinafter provided,".

Amendment No. 2

On page 1, line 8, strike out "shall", and insert "may".

Amendment No. 3

On page 1, line 9, strike out "equal to", and insert "not exceeding".

Amendment No. 4

On page 1, line 10, after "amount", insert "originally".

Amendment No. 5

On page 1, line 11, strike out "The", and insert "Such application shall be made by affidavit wherein the applicant shall set forth his interest in the property and request withdrawal of a stated amount. The applicant shall serve a copy of the application on the plaintiff and no withdrawal shall be made until at least twenty

(20) days after such service of the application, or until the time for all objections has expired, whichever is later. Within said twenty (20) days, the plaintiff may object to such withdrawal by filing an objection thereof in court on the grounds that other persons are known or believed to have interests in the property. In this event the plaintiff shall attempt to personally serve on such other persons a notice to such persons that they may appear within ten (10) days after such service and object to such withdrawal, and that failure to appear will result in the waiver of any right to such amount withdrawn or further rights against the plaintiff to the extent of the sum withdrawn. The plaintiff shall state in its objection the names and last known addresses of other persons known or believed to have an interest in the property, whether or not it has been able to serve them with such notice and the date of such service. If the plaintiff in its objection reports to the court that it is unable to personally serve persons known or believed to have interests in the property within said twenty (20) day period, said money shall not be withdrawn until the applicant causes such personal service to be made. If such persons so served appear and object to the withdrawal, or if the plaintiff so requests, the court shall thereupon hold a hearing after notice thereof to all parties and shall determine the amounts to be withdrawn, if any, and by whom, to a total amount not exceeding 75 percent of the amount deposited. No persons so served shall have any claim against the plaintiff for compensation for the value of the property taken or severance damages thereto, or otherwise, to the extent of the amount withdrawn by all parties. If withdrawn, the".

Amendment No. 6

On page 1, line 19, strike out "to such party".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 176—An act to add Section 6531 to the Penal Code, relating to eavesdropping on confidential communications.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 926—An act to add Section 6807 to the Government Code, relating to the time for filing documents or instruments with state agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1603—An act to amend Sections 11517, 11510, and 11521 of the Government Code and Section 110.5 of the Business and Professions Code, relating to administrative procedure.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2300—An act to amend Section 3102 of the Government Code, relating to loyalty oaths.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2346—An act to amend Section 12020 of the Penal Code, relating to the penalty for offenses involving deadly weapons.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2421—An act to amend Section 1 of the Agricultural Code, relating to agriculture.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1880—An act to add Section 75030.5 to the Government Code, relating to the retirement of judges.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1041—An act to add Section 15849 to, and to amend Section 15822 of, the Government Code, authorizing the State Public

Works to construct buildings and facilities, and making an appropriation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2273—An act to add Section 33019 to, and to amend Sections 33201, 33202, 33236, 33267, 33268, 33272, 33701, 33702, 33709, 33730, 33731, 33732, and 33746 of, the Health and Safety Code, relating to community redevelopment and the acquisition and disposition of property therefor.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1039—An act to provide for the construction of buildings and improvements for the California State Fair, for the disposition of property now used therefor, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, lines 12 and 13, of the printed bill, strike out "deposited in the Capital Outlay and Savings Fund", and insert "used to augment the appropriation provided for by Section 3 of this act."

Amendment No. 2

On page 1, line 14, strike out "the Capital"; and strike out lines 15 to 18, inclusive, and insert "all the license fees for conducting horse racing meetings not payable into the Fairs and Exposition Fund, or into the Wildlife Restoration Fund, pursuant to Section 19627 of the Business and Professions Code, the sum of three million seven hundred forty-seven thousand eight hundred forty-three dollars (\$3,747,843) in each of the 1957-58 and 1958-59 Fiscal Years, and in addition thereto the amounts made available pursuant to Section 2, to the".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Resolution No. 27—Relative to snow removal on Ebbetts Pass Highway.

Resolution read.

Motion to Amend

Senator Sutton moved the adoption of the following amendment:

Amendment No. 1

Strike out first "resolved", and insert

"That the Department of Public Works is requested to investigate the feasibility of snow removal from the Ebbetts Pass Highway for the purpose of keeping said highway open and acceptable during winter months, at least to the vicinity of Alpine Lake and that the Department of Public Works make a report to the State Legislature as to the feasibility of such a snow removal program on or before February 15, 1958;"

Amendment read, and adopted.

Resolution ordered amended, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 400—An act to add Section 7065.1 to the Business and Professions Code, relating to contractors' licensing examinations.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2147—An act to amend Section 10082 of the Business and Professions Code, relating to the real estate directory. Bill read second time, and ordered to third reading.

Assembly Bill No. 3422—An act to add Section 6534.7 to the Business and Professions Code, relating to barber colleges. Bill read second time, and ordered to third reading.

Assembly Bill No. 1829—An act to amend Section 6077 of the Business and Professions Code, relating to discipline of members of the State Bar of California. Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, lines 10 and 11, of the printed bill, strike out "disbarment or suspension from practice", and insert "suspension from practice for a period not exceeding three years".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 1154—An act to amend Sections 2842, 2843, 2851, and 2866 of the Business and Professions Code, relating to vocational nursing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 20, 1957, after "Sections", insert "2841".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert "SECTION 1. Section 2841 of the Business and Professions Code is amended to read:

2841. There is hereby created in the Department of Professional and Vocational Standards, a Board of Vocational Nurse Examiners of the State of California, consisting of [seven] nine members.

Within the meaning of this chapter, board, or the board, refers to the Board of Vocational Nurse Examiners of the State of California.

SEC. 2. Section 2842 of said code is amended to read: "

Amendment No. 3

On page 1, line 11, strike out "and four", and insert "one member shall be a public school administrator of this State; and five".

Amendment No. 4

On page 2, line 1, strike out "SEC. 2", and insert "SEC. 3".

Amendment No. 5

On page 2, line 12, strike out "Vacancies are", and insert "A vacancy is".

Amendment No. 6

On page 2, line 13, strike out "terms", and insert "term".

Amendment No. 7

On page 2, lines 14 and 15, strike out ", the public school administrator and the vocational nurse members of the board".

Amendment No. 8

On page 2, lines 16 and 17, strike out "vacancies so created by the appointment of four", and insert "vacancy so created and the two new positions by the appointment of three".

Amendment No. 9

On page 2, line 20, strike out "one for the bal."; and strike out lines 21 to 24, inclusive, and insert "one for a term to expire on January 15, 1960; and one for a term to expire on January 15, 1961."

Amendment No. 10

On page 2, line 28, strike out "SEC. 3", and insert "SEC. 4".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1738—An act to amend Section 2160 of, and to repeal Section 2160.4 of, the Welfare and Institutions Code, relating to aged aid.

Bill read second time.

Motion to Amend

Senator Busch moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 17, 1957, strike out "2160 of, and to repeal Section 2160.4", and insert "2183".

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 2183 of the Welfare and Institutions Code is amended to read:

2183. If the application for aid is granted, the clerk of the board of supervisors shall report the fact to the auditor of the county. All payments of aid under this chapter shall be made monthly in advance by the treasurer of the county and shall be paid as of the first day of each month.

The warrant shall be placed in the mail in time for delivery on the first postal delivery day of each month.

Such payment shall be paid by warrant and shall be delivered to the applicant at his residence if he so requests. If the recipient of old age assistance is, on the testimony of reputable witnesses, found incapable of taking care of himself or his money, upon recommendation of the board of supervisors and with the approval of the Department of Social Welfare the aid authorized in this chapter may be paid to any responsible person acceptable to the recipient for the benefit of the recipient of this aid, but it shall be unlawful for the board of supervisors to order any part of the aid granted under this chapter to be paid in the form of merchandise orders for food, rent or otherwise.

If a recipient of aid dies before any warrant or warrants to which he is found to be entitled can be issued to him as payee, the proceeds of such warrant or warrants shall be payable for the benefit of his estate. Whenever necessary to effect this result, any warrant or warrants may be made payable to the spouse or other heir at law of the decedent."

Amendment No. 3

On page 1, strike out lines 3 to 27, inclusive; and on page 2, strike out lines 1 to 50, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1634—An act to amend Section 3704 of the Elections Code, relating to ballot paper.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 10, of the printed bill, after the period insert "The fund shall at all times be intact and represented either by cash in the State Treasury, ballot paper in the custody of the Secretary of State, or accounts receivable represented by ballot paper sales."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1109—An act to amend Section 6358 of the Education Code, relating to maximum tax rates of school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 456—An act to add Section 107.1 to the Revenue and Taxation Code, relating to the assessment of possessory interests.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Assembly May 8, 1957, after "market", insert ", as determined by the formula contained in the case of De Luz Homes, Inc. v. County of San Diego (1955), 45 Cal. 2d 546,".

Amendment No. 2

On page 1, line 21, strike out "may be hereafter", and insert "thereafter have been, or may hereafter be,".

Amendment No. 3

On page 1, after line 23, insert

"This act shall not apply to leasehold estates for the production of gas, petroleum and other hydrocarbon substances from beneath the surface of the earth, and other rights relating to such substances which constitute incorporeal hereditaments or profits a prendre."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1145—An act to amend Section 15800 of the Financial Code, relating to supervision and examination of credit unions.

Bill read second time, and ordered to third reading.

Assembly Bill No. 334—An act to amend Section 1255 of the Code of Civil Procedure, relating to the allocation of fees of expert witnesses in condemnation proceedings.

Bill read second time, and ordered to third reading.

Assembly Bill No. 519—An act to amend Section 6301 of the Business and Professions Code, relating to boards of trustees of law libraries.

Bill read second time, and ordered to third reading.

Assembly Bill No. 852—An act to add Section 3700a to the Penal Code, relating to investigation of sanity of persons sentenced to death.

Bill read second time, and ordered to third reading.

Assembly Bill No. 853—An act to amend Section 18 of the Penal Code, relating to punishment of felonies.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2519—An act to amend Section 8213 of the Government Code, relating to notaries public.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2224—An act to amend Sections 6400, 6401, 6402, and 6420 of the Streets and Highways Code, relating to local assessment bonds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "5450".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2, after line 11, insert

"SEC. 5. Section 5450 of said code is amended to read:

5450. As an alternative method for the collection of cash assessments or assessments of less than [twenty-five] *fifty* dollars [(\$25)] (*\$50*) levied under the provisions of this division, the legislative body may, and upon the written request of the contractor or his assigns, shall, by resolution adopted on or before the third Tuesday in September, direct that such assessments be collected upon the tax roll upon which general taxes are collected."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 216—An act to amend Section 4280 of and to add Sections 4126.5 and 4286 to the Agricultural Code, relating to unfair practices in the marketing of milk and dairy products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Senate May 20, 1957, strike out "amend Section 4280 of and to add Sections 4126.5", and insert "add Sections 4126.5, 4280.1,".

Amendment No. 2

On page 1, lines 4 and 5, strike out "producer", and insert "producer or distributor".

Amendment No. 3

On page 1, strike out lines 11 to 20, inclusive; strike out all of page 2; and on page 3, strike out lines 1 to 19, inclusive, and insert

"SEC. 2. Section 4280.1 is added to said code, to read:

4280.1. Each such plan shall contain provisions for prohibiting producers and distributors from engaging in the unfair practices hereinafter set forth:

(a) The payment or gift or the offer or promise of any pay".

Amendment No. 4

On page 3, line 20, strike out "by a producer".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 217—An act to amend Sections 4311, 4319, and 4326.5 of the Agricultural Code, relating to milk.

Bill read second time, and ordered to third reading.

CALL OF THE SENATE

Senator Erhart moved a call of the Senate.

Motion carried.

Time, 2.50 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE**CONSIDERATION OF DAILY FILE (RESUMED)****THIRD READING OF SENATE BILLS**

Senate Bill No. 584—An act to amend Section 19620.1 of the Business and Professions Code, relating to the use of the "State College Fund."

Bill read third time.

Motion to Amend

Senator Erhart moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate May 24, 1957, after "Fund", insert ", and making an appropriation".

Amendment No. 2

On page 1, line 4, after "appropriated", insert "to the".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 604—An act to amend Section 26827 of the Government Code, relating to fees of the county clerk.

Bill read third time.

Motion to Amend

Senator Beard moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 1, of the printed bill, as amended in Senate May 24, 1957, strike out "said code", and insert "the Government Code".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

MOTIONS TO RECONSIDER

Assembly Joint Resolution No. 30—Relative to sonic booms.

Request for Unanimous Consent

Senator Hollister asked for and was granted unanimous consent to have his motion to reconsider the vote whereby Assembly Joint Resolution No. 30 was refused adoption continued to the next legislative day.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1725—An act to amend Section 11906 of the Public Utilities Code, relating to municipal utility districts.

Bill read third time.

Motion to Amend

Senator Burns moved the adoption of the following amendment:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 24, 1957, strike out "amend", and insert "repeal".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, SACRAMENTO, May 25, 1957

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Assembly Bill No. 2126

Assembly Bill No. 3968

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2126

Senator Gibson moved that Assembly Bill No. 2126 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2126—An act to amend Section 421 of the Education Code, relating to the annual salary of the county superintendent of schools of a county of the twenty-first class.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Assembly April 3, 1957, strike out "ten thousand dollars (\$10,000)", and insert "twelve thousand dollars (\$12,000)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 3968

Senator Gibson moved that Assembly Bill No. 3968 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 3968—An act to repeal Articles 1 (commencing at Section 5400), 2 (commencing at Section 5431), 4 (commencing at Section 5630), and 5 (commencing at Section 5680) of Chapter 3

of, and to add Chapter 4 (commencing at Section 5800) to Division 5 of the Public Resources Code, relating to recreation and park districts.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 3, between lines 24 and 25, of the printed bill, as amended in Assembly April 25, 1957, insert

"5812.5. All districts heretofore organized during the period from January, 1934, to July, 1956, under, or under color of, any statutory predecessor of this chapter are hereby declared to have been legally organized and to be legally functioning as such districts notwithstanding that national forest lands shall have been included within the boundaries of said districts at or after the time of organization. The boundaries of such districts as heretofore established, defined or recorded, or as heretofore actually shown on maps or plats used by the assessor, are hereby confirmed, validated and declared legally established."

Amendment No. 2

On page 4, line 25, strike out the comma.

Amendment No. 3

On page 4, line 52, strike out "county", and insert "counties".

Amendment No. 4

On page 5, line 35, strike out the first "the".

Amendment No. 5

On page 11, line 3, strike out "lease", and insert "least".

Amendment No. 6

On page 11, lines 31 and 32, strike out "effectuated by Section 1", and insert "of Articles 1, 2, 4, and 5 of Chapter 3, Division 5 of this code by the Legislature at the 1957 Regular Session".

Amendment No. 7

On page 15, line 28, after "issued", insert "shall".

Amendment No. 8

On page 16, line 4, strike out "article", and insert "chapter".

Amendment No. 9

On page 17, line 5, strike out "part", and insert "chapter".

Amendment No. 10

On page 18, line 31, strike out "10", and insert "9".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 3.07 p.m., on motion of Senator Erhart, further proceedings under the call of the Senate were dispensed with.

ADJOURNMENT

At 3.10 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, May 27, 1957.

JOHN F. LEA, Minute Clerk

